

## NINETEENTH DAY

(Tuesday, February 27, 1934)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Hoskins.
Adamson.	Huddleston.
Aikin.	Hughes.
Alexander.	Hunter.
Alsup.	Hyder.
Anderson.	Jackson.
Atchison.	James.
Baker.	Jefferson.
Barrett.	Johnson
Barron.	of Anderson.
Beck.	Jones of Atascosa.
Bergman.	Jones of Runnels.
Bourne.	Jones of Shelby.
Bradley.	Kayton.
Burns.	Kyle of Hays.
Butler.	Kyle of Palo Pinto.
Calvert.	Latham.
Camp.	Lemens.
Canon.	Leonard.
Cathey.	Lindsey.
Caven.	Long.
Celaya.	Lotief.
Chastain.	Mackay.
Clayton.	Magee.
Colson.	Mathis.
Coombes.	McCullough.
Cowley.	McDougald.
Crossley.	McGregor.
Daniel.	McKee.
Davidson.	Merritt.
Dean.	Metcalfe.
Devall.	Mitcham.
Dunlap.	Moffett.
Duvall.	Moore.
Dwyer.	Morrison.
Engelhard.	Morse.
Fain.	Munson.
Ford.	Nicholson.
Fuchs.	Palmer.
Glass.	Parkhouse.
Golson.	Patterson.
Good.	Pavlica.
Goodman.	Pope.
Graves.	Puryear.
Greathouse.	Ramsey.
Griffith.	Ratliff.
Hankamer.	Ray.
Harman.	Reader.
Harris.	Reed of Bowie.
Harrison.	Reed of Dallas.
Hartzog.	Renfro.
Head.	Riddle.
Hester.	Roark.
Hicks.	Roberts.
Hill.	Rogers of Hunt.
Hodges.	Rogers
Holekamp.	of Ochiltree.
Holland.	Rollins.

Russell.	Tennyson.
Savage.	Thomas.
Scarborough.	Tillery.
Scott.	Townsend.
Shannon.	Turlington.
Shults.	Van Zandt.
Smith.	Vaughan.
Stanfield.	Wagstaff.
Steward.	Walker.
Stinson.	Wells.
Stovall.	Winningham.
Stubbeman.	Wood.
Tarwater.	Young.

Absent

Laird.

Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

A quorum was announced present.  
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

## LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Lange for yesterday and today, on motion of Mr. Walker.

The following Members were granted leaves of absence on account of illness:

Mr. Bedford for today, on motion of Mr. Aikin.

Mr. Fisher for today, on motion of Mr. Alsup.

Mr. Holloway for today, on account of illness in his family, on motion of Mr. Latham.

Mr. Hunt for today, on motion of Mr. Hunter.

MOTION TO PRINT SENATE BILL  
NO. 44

Mr. Coombes moved that Senate Bill No. 44, reported adversely, with a minority favorable report, be printed.

Mr. Alexander moved to table the motion.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—73

Adamson.	Alsup.
Aikin.	Barrett.
Alexander.	Bergman.

Burns.	Lotief.
Canon.	Mackay.
Cathey.	Magee.
Caven.	McCullough.
Celaya.	Merritt.
Chastain.	Metcalf.
Colson.	Mitcham.
Daniel.	Nicholson.
Dean.	Palmer.
Devall.	Pope.
Dunlap.	Puryear.
Fain.	Ratliff.
Ford.	Ray.
Fuchs.	Reed of Bowie.
Goodman.	Roark.
Graves.	Roberts.
Greathouse.	Rogers
Griffith.	of Ochiltree.
Harman.	Rollins.
Harris.	Russell.
Hicks.	Scott.
Hodges.	Shults.
Holekamp.	Smith.
Hoskins.	Stanfield.
Huddleston.	Stubbeman.
Hughes.	Tarwater.
Hunter.	Thomas.
Jackson.	Tillery.
James.	Townsend.
Johnson	Wagstaff.
of Anderson.	Wells.
Jones of Atascosa.	Winningham.
Jones of Runnels.	Wood.
Jones of Shelby.	Young.
Lindsey.	

## Nays—23

Atchison.	Latham.
Baker.	Mathis.
Bourne.	McDougald.
Clayton.	Parkhouse.
Coombes.	Patterson.
Duvall.	Pavlica.
Glass.	Reed of Dallas.
Golson.	Renfro.
Good.	Savage.
Hankamer.	Scarborough.
Hill.	Shannon.
Kayton.	Stinson.
Kyle of Hays.	Vaughan.
Kyle of Palo Pinto.	Walker.

## Absent

Anderson.	Head.
Barron.	Hester.
Beck.	Holland.
Bradley.	Hyder.
Butler.	Jefferson.
Calvert.	Laird.
Camp.	Lemens.
Cowley.	Leonard.
Crossley.	Long.
Davidson.	McGregor.
Dwyer.	McKee.
Engelhard.	Moffett.
Harrison.	Moore.
Hartzog.	Morrison.

Morse.	Steward.
Munson.	Stovall.
Ramsey.	Tennyson.
Reader.	Turlington.
Riddle.	Van Zandt.
Rogers of Hunt.	

## Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

### EXPRESSING APPRECIATION FOR CERTAIN APPOINTMENT OF MRS. ALICE TOWNSEND

Mr. Jones of Atascosa offered the following resolution:

Whereas, The House of Representatives has reason to appreciate the action of the Governor and Adjutant General in the matter of the distinction shown to the wife of our worthy Member, to wit: Mrs. Alice Townsend, of Alpine, Texas, wife of our distinguished beloved Member, E. E. Townsend, in that they have recently appointed her an honorary member, without pay, of the Ranger Force assigned to the Company of Captain R. W. Alridge, Captain of one of the Ranger Forces of Texas; and

Whereas, This distinction shows a thoughtful consideration of the Governor and Adjutant General in conferring this distinction, in that this lady left her home after her marriage, to our worthy Member, when a girl scarcely out of the teens, and moved West, to attempt to build up a fortune in that trans-Pecos country; and

Whereas, It took courage, fortitude, and a pioneer spirit not possessed by every person, to undergo the hardships, privations, and obstacles in such an undertaking; and

Whereas, Mrs. Townsend, with her husband, moved far into the wilderness, at that time almost unexplored, and underwent the various privations of life, ninety miles removed from the nearest post office and from centers of civilization, and while her husband served as a Ranger, guarding the frontiers against the depredations of marauding characters and cattle rustlers, this lady attended the home and watched the flocks of herself and husband, to the end that at this time they have emerged triumphant and victorious over all of the trials, privations, and vicissitudes incident to such an adventure, and have accumulated

a fortune amply sufficient to carry them through the remainder of their lives; and

Whereas, Such courage, perseverance, and attention to duty has entitled Mrs. Townsend to special distinction and has furnished example to others of the reward that may be attained by such effort; and

Whereas, Mrs. Townsend is entitled to distinction as being a worthy, patriotic, and courageous citizen of Texas, and a Democrat who has always reflected credit upon her community and party; now, therefore, be it

Resolved by the House of Representatives, That this Body appreciates the thoughtfulness and consideration of the Governor and the Adjutant General in selecting this worthy citizen as a recipient of this honorable distinction and remembrance, and that this resolution be printed in the Journal today, a copy of which, under the seal of the Chief Clerk, be presented to Mrs. Townsend, a copy be delivered to the Governor of Texas, and a copy to the Adjutant General of Texas, as a token of the appreciation of this Body for a worthy distinction justly and rightfully bestowed.

JONES of Atascosa,  
ENGELHARD,  
ROGERS of Ochiltree,  
MACKAY,  
KAYTON,  
PALMER.

The resolution was read second time.

On motion of Mr. Alsup, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Fain, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Graves, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Kyle of Palo Pinto, Kyle of

Hays, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Hunt, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

The resolution was adopted.

### GRANTING PERMISSION TO SUE THE STATE

Mr. McGregor offered the following resolution:

H. C. R. No. 35, Granting W. B. Cross permission to sue the State.

Whereas, W. B. Cross, of Travis County, Texas, owns deficiency certificates Nos. 1205, 1320, and 1395, issued by the Comptroller of Public Accounts of the State of Texas, and other persons and corporations have purchased deficiency certificates, claiming they paid value therefor; and

Whereas, Said deficiency certificates of W. B. Cross and others similarly situated have been presented to the Comptroller of Public Accounts for the issuance of warrants thereupon, and said Comptroller has refused to issue same, and there is a controversy as between the owners of said certificates and the Comptroller of Public Accounts and other State officers, as to whether such certificates should be paid and the question as to whether or not the State is liable to the owners and holders of said deficiency certificates for the amount thereof, or any part thereof, is dependent upon fact findings which should be determined by a court or jury; and

Whereas, Under the Constitution and Laws of this State, a suit cannot be maintained against the State of Texas without consent of the Legislature; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Legislature does hereby consent that W. B. Cross for himself and for all persons and

corporations similarly situated with him may bring, maintain, and prosecute a suit against the State of Texas in the courts of Travis County, Texas, on the deficiency certificates hereinbefore mentioned, and permission is hereby granted the said W. B. Cross to sue the State of Texas, for himself and all others similarly situated with him as the owner and holder of any of said deficiency certificates; be it further

Resolved, That if said W. B. Cross, for himself and/or for any other person or corporation similarly situated with him, recovers judgment against the State of Texas in such suit, the judgment thus obtained, if any, shall be paid by the State of Texas, out of any of the funds remaining unexpended as appropriated by House Bill No. 397, Chapter 108, Acts of the Regular Session, Forty-second Legislature of the State of Texas; provided, however, either party to said suit shall have the right of appeal therefrom; be it further

Resolved, That said W. B. Cross, and all others in whose behalf such suit may be filed, shall give the necessary cost bond as in other civil suits, and such suits shall be tried as other civil suits are tried in the courts in which they are filed; be it further

Resolved, That a certified copy of this resolution when presented to the court of Travis County in which the suit is pending shall be conclusive evidence that the Legislature has consented to such suit being filed and maintained on such claims, and that permission has been granted to the said W. B. Cross and all others in whose behalf he may file suit, by the Legislature of the State of Texas, to bring suit against the State of Texas on the above-mentioned deficiency certificates.

The resolution was read second time.

On motion of Mr. Aikin, the resolution was referred to the Committee on State Affairs.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 26, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House

for a conference committee on House Bill No. 95. The following have been appointed on the part of the Senate: Senators Woodward, Hopkins, Purl, Oneal, and DeBerry.

The Senate concurs in House amendments to Senate Bill No. 38 by a viva voce vote.

The Senate has adopted conference report on House Bill No. 99 by the following vote: Yeas, 24, nays, 1.

The Senate accedes to the request of the House for a new conference committee on Senate Bill No. 3, and appoints the following Members on the part of the Senate: Senators Rawlings, Hopkins, Poage, Greer, and Parr.

The President of the Senate has, in compliance with the provisions of Senate Concurrent Resolution No. 23, relative to the first anniversary of the Roosevelt Administration, appointed the following committee:

Burrus C. Jackson, Chairman, Hillsboro; Amon G. Carter, Fort Worth; Frank Huntress, San Antonio; M. E. Foster, Houston; Ira P. De Loache, Dallas.

H. B. No. 14, A bill to be entitled "An Act to amend Article 5395, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, relating to the time of payment of rentals on mining claims awarded under Article 5394, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925; suspending for a period of one year from the effective date of this Act all laws and parts of laws in conflict herewith, an declaring an emergency." (With amendments.)

H. B. No. 27, A bill to be entitled "An Act making an appropriation to pay deficiencies for interest on bonds of the State of Texas, held by Permanent School Fund, Permanent Lunatic Asylum Fund, Permanent Blind Institute Fund, Permanent Deaf and Dumb Institute Fund, and Permanent Orphans Home Fund of the State of Texas, authorizing payment of interest on the taking effect of this Act."

H. B. No. 34, A bill to be entitled "An Act granting permission to Mrs. Ola Anderson and Oran Anderson, surviving wife and son of Henry A. Anderson, deceased, to bring suit against the State of Texas in the District Court of Denton County,

Texas, for damages for personal injuries resulting in death received by the said Henry A. Anderson while on duty as a laborer in the employ of the North Texas State Teachers College, at Denton, Texas; etc., and declaring an emergency."

H. B. No. 45, A bill to be entitled "An Act providing for the Agricultural and Mechanical College Substation No. 12, located in Hardeman County, Texas, in order to provide material and labor to reconstruct buildings destroyed by fire on January 18, 1934; making an appropriation to said Agricultural and Mechanical College Substation No. 12, for said purposes, and declaring an emergency."

H. B. No. 52, A bill to be entitled "An Act making a supplemental appropriation for the Ranger Service, the State Board of Control, the Examining Division of the Insurance Department, the Executive Department, the Texas State Department of Agriculture, the Live Stock Sanitary Commission, the Bureau of Labor Statistics, the State Auditor and Efficiency Expert, and the Attorney General's Department for the two-year period beginning September 1, 1933, and ending August 31, 1935; and for other purposes, and declaring an emergency." (With amendments.)

H. B. No. 56, A bill to be entitled "An Act repealing House Bill No. 854, as passed by the Regular Session of the Forty-third Legislature in Regular Session, and declaring an emergency."

H. B. No. 64, A bill to be entitled "An Act providing that in all counties having a population in excess of 350,000 inhabitants, according to the last available Federal Census, the county school superintendent shall be appointed by the board of county school trustees, and shall hold office for four years, and declaring an emergency."

H. B. No. 66, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, enslave, kill, or attempt to kill any wild deer, buck, doe, fawn, or wild turkey in the Counties of Hemphill, Roberts, Hutchinson, Potter, Randall, Armstrong, and Briscoe, and prescribing a penalty, and declaring an emergency." (With amendments.)

H. B. No. 75, A bill to be entitled "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Bell County; prohibiting the transportation by any one person at one time of more than one hundred (100) minnows beyond the borders of Bell County; providing a penalty, and declaring an emergency."

H. B. No. 78, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, etc., validating all tax levies made in behalf of said districts; making certain exceptions, and declaring an emergency."

H. B. No. 86, A bill to be entitled "An Act to amend Senate Bill No. 111, passed at the Third Called Session of the Thirty-eighth Legislature, as amended by paragraphs 16 and 59, of Article 199, of the Revised Civil Statutes of 1925, which article provides for judicial district of the State; and which paragraph 15 defines the Fifteenth Judicial District, and determines the date and length of term of such district court in Grayson County; and which paragraph 59 defines the Fifty-ninth Judicial District, and determines the date and length of term of such district court in each of the counties of said district, namely, Grayson and Collin Counties; etc."

H. B. No. 107, A bill to be entitled "An Act creating Indian Village Independent School District of Polk County, including the present Indian Village Common School District No. 17 of said county; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privilege, and duties conferred upon independent school districts incorporated or established under the general laws of Texas for school purposes only; providing that the board of trustees of the existing common school district included herein shall serve until their successors are selected in accordance with the provisions of this Act, and declaring an emergency."

H. B. No. 112, A bill to be entitled "An Act to amend Article 1650, of the Revised Civil Statutes of Texas, 1925; repealing all laws in conflict

herewith, and declaring an emergency." (With amendment.)

H. B. No. 124, A bill to be entitled "An Act to amend Chapter 105, of the Special Laws passed by the Thirty-third Legislature, at its Regular Session in 1913, same being a special road law for Jackson County, Texas, by adding thereto Sections 4-a, 4-b, and 4-c, creating Road District No. 7, Jackson County, Texas, defining and specifically setting out its boundaries; etc., and declaring an emergency."

H. B. No. 141, A bill to be entitled "An Act to prohibit the taking, killing, or possession of wild fox for the purpose of barter or sale in certain counties, and declaring an emergency."

H. B. No. 144, A bill to be entitled "An Act amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; and amending Article 3902, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; providing for the fees of office that may be retained by certain precinct officers in certain counties; providing for salaries that may be paid certain assistants to certain officers in certain counties; and declaring an emergency." (With amendments.)

H. B. No. 148, A bill to be entitled "An Act to amend Article 878, of the Penal Code of the Revised Civil Statutes of 1928, relating to the wild duck and geese zone; placing certain counties in the north zone which are now located in the south zone, being Shelby, Nacogdoches, San Augustine, Angelina, Sabine, Polk, Tyler, Jasper, and Newton, and changing the zone line so as to include these counties in the north zone, and declaring an emergency." (With amendments.)

H. B. No. 33, A bill to be entitled "An Act authorizing the Governor to refund the principal of outstanding State of Texas bonds held by the State Permanent School Fund, and other educational and eleemosynary institutions' permanent funds; authorizing and directing the Governor to exchange said refunding bonds for the principal of outstanding State of Texas bonds; making an appropriation to pay the expense of such refunding, and declaring an emergency."

H. B. No. 67, A bill to be entitled "An Act requiring every person, firm, corporation, or association of persons in this State who sells cigarettes by means of a vending machine of any kind or character to secure a permit from the Comptroller of Public Accounts, as is required of other dealers under the provisions of Chapter 90; etc., and declaring an emergency."

H. B. No. 69, A bill to be entitled "An Act to amend Chapter 29, Acts of the First Called Session of the Forty-third Legislature, so as to hereafter read as follows: 'An Act repealing the pound fish tax, and providing a privilege license for any person before engaging in the business of a commercial fisherman, wholesale fish dealer, retail fish dealer'; etc., and declaring an emergency." (With amendment.)

H. B. No. 115, A bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species, for a period of five (5) years, in Midland County, Texas; fixing penalty, and declaring an emergency."

H. B. No. 156, A bill to be entitled "An Act validating the consolidation proceedings consolidating Buffalo Independent School District of Leon County, and Concord Common School District No. 41 and Martin Common School District No. 8 of Freestone County; providing for a board of trustees; etc., and declaring an emergency." (With amendments.)

H. B. No. 132, A bill to be entitled "An Act to provide a more efficient system for the appointment of deputy district clerks serving in counties of more than 355,000 population, in which counties there are more than one district court, including criminal district courts, by providing that the clerk of the district court may appoint a deputy for each district court or criminal district court in his county when directed so to do by the judge of any such court; fixing the salaries of such deputies, and providing a method for their payment, and declaring an emergency."

H. B. No. 161, A bill to be entitled "An Act further defining the offense of bribery; making any person employed in any department of State Government guilty of bribery who contributes to the head of the department in which he is employed any

money or property to further the campaign of such department head for nomination or election to any State office; providing that if any such employe uses any property belonging to the State to aid in any campaign for office sought by the head of the department in which he is employed, he shall be guilty of bribery; providing that any State officer who accepts campaign contributions from State employes in his department, or knowingly permits same to be done, shall be guilty of accepting a bribe; etc." (With amendment.)

H. C. R. No. 12, Declaring it to be the intention of the Legislature to control deposit of securities under Article 696.

H. C. R. No. 24, To grant A. J. Harbers permission to sue the State.

H. C. R. No. 25, Granting Noel P. Smith permission to sue the State.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### CONFERENCE COMMITTEE ON SENATE BILL NO. 3

The Speaker announced the appointment of the following new conference committee on Senate Bill No. 3: Messrs. Pope, Chastain, Engelhard, Canon, and Reed of Dallas.

#### HOUSE BILL NO. 69 WITH SEN- ATE AMENDMENTS

Mr. Hartzog called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 69, A bill to be entitled "An Act to amend Chapter 29, Acts of the First Called Session of the Forty-third Legislature, so as to hereafter read as follows: 'An Act repealing the pound fish tax, and providing a privilege license for any persons before engaging in the business of a commercial fisherman, wholesale fish dealer, retail fish dealers'; etc."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Hartzog moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses.

The motion prevailed.

In accordance with the above action, the Speaker announced the appoint-

ment of the following committee: Messrs. Hartzog, Fuchs, Hoskins, Holekamp, and McKee.

#### HOUSE BILL NO. 14 WITH SEN- ATE AMENDMENTS

Mr. Hankamer called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 14, A bill to be entitled "An Act to amend Article 5395, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, relating to the time of payment of rentals on mining claims awarded under Article 5394, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925; suspending for a period of one year from the effective date of this Act all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Hankamer moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

#### CONFERENCE COMMITTEE ON HOUSE BILL NO. 14

The Speaker announced the appointment of the following committee on House Bill No. 14: Mrs. Hughes, Messrs. Townsend, Hankamer, Calvert, and Jones of Atascosa.

#### HOUSE BILL NO. 161 WITH SEN- ATE AMENDMENTS

Mr. Cowley called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 161, A bill to be entitled "An Act further defining the offense of bribery; making any person employed in any department of State Government guilty of bribery who contributes to the head of the department in which he is employed any money or property to further the campaign of such department head for nomination or election to any State office; providing that if any such employe uses any property belonging to the State to aid in any campaign for office sought by the head of the department in which he is employed, he

shall be guilty of bribery; providing that any State officer who accepts campaign contributions from State employes in his department or knowingly permits same to be done, shall be guilty of accepting a bribe; providing penalties; and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Cowley, the House concurred in the Senate amendments.

#### HOUSE BILL NO. 148 WITH SENATE AMENDMENTS

Mr. Scarborough called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 148, A bill to be entitled "An Act to amend Article 878, of the Penal Code of the Revised Civil Statutes of 1928, relating to the wild duck and geese zone; placing certain counties in the north zone which are now located in the south zone, being Shelby, Nacogdoches, San Augustine, Angelina, Sabine, Polk, Tyler, Jasper, and Newton, and changing the zone line as to include these counties in the north zone, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Scarborough, the House concurred in the Senate amendments.

#### CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 13

Mrs. Hughes submitted the following conference committee report on Senate Bill No. 13:

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate on Senate Bill No. 13, beg leave to submit the following report:

We have had Senate Bill No. 13 under consideration and recommend the adoption of the attached bill as rewritten by your conference committee:

"S. B. No. 13,

#### A BILL

#### To Be Entitled

An Act to amend Section 17, of Chapter 211, of the General Laws passed by the Forty-third Legislature at the Regular Session, so as to provide that the counties affected thereby shall be granted reimbursement for high school tuition and transportation, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 17, of Chapter 211, of the General Laws passed by the Forty-third Legislature at the Regular Session, be amended so as to hereafter read, as follows:

"Section 17. Equalization Fund. Any county in this State that has a special equalization fund derived from State and county available funds, and which contributes to the said funds for the benefit of its rural schools out of its own funds as much as forty thousand dollars (\$40,000) per annum, shall receive from the appropriation herein provided fifteen thousand dollars (\$15,000) for each year of the biennium to supplement the equalization fund thereof for all purposes, without inspections being made by the State Department of Education; provided, such counties, in addition to such State aid, shall be granted reimbursement for high school tuition and transportation."

Sec. 2. The crowded condition of the calendar, and the shortness of the present Session, creates an emergency and an imperative public necessity that the constitutional rule, requiring that all bills be read on three several days in each House, be suspended, and the said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

PURL,  
PACE,  
RUSSETT,  
GREER,  
MOORE,

On the part of the Senate;  
REED of Dallas,  
AIKIN,  
PARKHOUSE,  
HUGHES,  
HEAD.

On the part of the House.



On motion of Mrs. Hughes, the report was adopted.

# HOUSE BILL NO. 144 WITH SENATE AMENDMENTS

Mr. Latham called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 144, A bill to be entitled "An Act amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; and amending Article 3902, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; providing for the fees of office that may be retained by certain precinct officers in certain counties; providing for salaries that may be paid certain assistants to certain officers in certain counties; and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Latham, the House concurred in the Senate amendments by the following vote:

Yeas—111

Adamson.	Graves.
Aikin.	Greathouse.
Alexander.	Griffith.
Alsup.	Hankamer.
Atchison.	Harman.
Baker.	Harris.
Barrett.	Harrison.
Barron.	Hartzog.
Bergman.	Head.
Bourne.	Hester.
Bradley.	Hill.
Burns.	Hodges.
Butler.	Holekamp.
Calvert.	Holland.
Canon.	Hoskins.
Cathey.	Huddleston.
Caven.	Hughes.
Clayton.	Hunter.
Colson.	Hyder.
Cowley.	Jackson.
Crossley.	James.
Daniel.	Jefferson.
Dean.	Johnson
Devall.	of Anderson.
Dwyer.	Jones of Atascosa.
Fain.	Jones of Runnels.
Ford.	Jones of Shelby.
Fuchs.	Kyle of Hays.
Glass.	Kyle of Palo Pinto.
Golson.	Latham.
Good.	Lemens.

Leonard.	Rogers
Long.	of Ochiltree.
Lotief.	Rollins.
Mackay.	Russell.
McGregor.	Savage.
Merritt.	Scarborough.
Metcalf.	Scott.
Mitcham.	Shannon.
Moore.	Shults.
Morrison.	Smith.
Munson.	Stanfield.
Nicholson.	Steward.
Palmer.	Stinson.
Parkhouse.	Stovall.
Pavlica.	Stubbeman.
Puryear.	Tarwater.
Ratliff.	Thomas.
Reader.	Tillery.
Reed of Bowie.	Turlington.
Reed of Dallas.	Van Zandt.
Renfro.	Vaughan.
Riddle.	Wagstaff.
Roark.	Walker.
Roberts.	Wells.
Rogers of Hunt.	Wood.
	Young.

Absent

Anderson.	Magee.
Beck.	Mathis.
Camp.	McCullough.
Celaya.	McDougald.
Chastain.	McKee.
Coombes.	Moffett.
Davidson.	Morse.
Dunlap.	Patterson.
Duvall.	Pope.
Engelhard.	Ramsey.
Goodman.	Ray.
Hicks.	Tennyson.
Kayton.	Townsend.
Laird.	Winningham.
Lindsey.	

Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

# HOUSE BILL NO. 66 WITH SENATE AMENDMENTS

Mr. Rogers of Ochiltree called up, from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 66, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill any wild deer, buck, doe, fawn, or wild turkey in the Counties of Hemphill, Roberts, Hutchinson, Potter, Randall, Armstrong, and Briscoe, and prescribing

a penalty, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Rogers of Ochiltree, the House concurred in the Senate amendments.

#### INVITATION TO HON. COKE STEVENSON AND MEMBERS OF THE HOUSE

Mr. Moore sent up, and had read, the following invitation:

Hon. Coke Stevenson and Members of the House:

Whereas, In recognition of his distinguished services to the House, the House of Representatives has heretofore presented to Hon. Coke Stevenson, Speaker of the House, a saddle and bridle, boots and spurs; and

Whereas, The Texas Cowboys' Reunion Association, at its last annual reunion, in recognition of his valuable services to the State, elected the Hon. Coke Stevenson as a member of said Association; and

Whereas, Said Association will hold its annual reunion at Stamford, Texas, on July 4, 1934; therefore,

Said Association hereby respectfully invites the Hon. Coke Stevenson to be present at the reunion at Stamford, on July 4, 1934, to ride in the parade and participate in the festivities of said reunion, and invites the Members of the House to be present at said reunion in honor of the said Hon. Coke Stevenson and to see him make use of the saddle, bridle, boots, and spurs, as a real cowboy among the West Texas cowboys on said occasion.

#### TEXAS COWBOYS' REUNION ASSOCIATION.

By Chas. E. Coombes, Secretary.

On motion of Mr. McGregor, the House accepted the invitation.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 20, Relative to the payment of two hundred dollars (\$200) to the Doole Rural High School District No. 28, of McCulloch County, Texas.

H. C. R. No. 23, Endorsing the policy of offering a reward for notorious, well known, and outstanding criminals in Texas.

H. C. R. No. 29, Relative to report on violations of Nepotism Law. (With amendments.)

S. B. No. 74, A bill to be entitled "An Act to amend Article 1134 of the Revised Civil Statutes of Texas, of 1925, by providing that no new election shall be had within two years of the date of an election whereby a town or village is incorporated under the General Laws of the State of Texas, and declaring an emergency."

S. B. No. 73, A bill to be entitled "An Act to amend Articles 1847 and 1848, Chapter 3, Title 39, of the Revised Statutes of 1925, as amended by Chapter 64, page 98, of the Acts of the Regular Session of the Forty-second Legislature, so as to provide for the filing of records in the order received in the Court of Civil Appeals, and for setting of cases for submission in said court and for notice thereof to the parties of the receipt of the record and instruments by the clerk, and the date set for submission, and so as to provide for time for filing briefs in the Court of Civil Appeals, and authorizing the granting of further time for filing briefs in said court, and for extension of time for submission of cases in said court, and repealing Article 2283 of the Revised Statutes of 1925, and repealing all laws in conflict with this Act, and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### TO SUSPEND CERTAIN JOINT RULE

The Speaker asked if there was objection, at this time, to the consideration of House Concurrent Resolution No. 37.

There was objection offered.

Mr. Burns moved to suspend the Rule, relating to the consideration of resolution, at this time, for the purpose of considering House Concurrent Resolution No. 37.

The motion prevailed.

Mr. Harman offered the following resolution:

H. C. R. No. 37, To suspend certain Joint Rule.

Whereas, Senate Bill No. 77 is before the House for second reading; now, therefore, be it

Resolved by the House, the Senate concurring, That Rule XI, of the Joint Rules of the House and Senate, be, and it is hereby, suspended, until the final disposition of Senate Bill No. 77.

The resolution was read second time, and was adopted.

#### BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 28, "An Act amending Sections 1, 2, 4, 5, 6, 8, 9, and 12, of Chapter 241, Acts of the Regular Session, Forty-third Legislature, page 843, and further amending Chapter 241, Acts, Regular Session, Forty-third Legislature, page 843, by adding a new section to said Act, to be designated and styled as Section 17-b, which new section vests and empowers the Commissioner of Labor with the power to promulgate all necessary rules; etc., and declaring an emergency."

H. B. No. 79, "An Act amending Section 3, of Chapter 67, Acts of the First Called Session of the Forty-third Legislature, same being Senate Bill No. 52, so as to provide the method of prorating funds provided in said chapter; fixing date for filing claims under said appropriation; providing that claims arising thereunder shall not be negotiable or assignable; providing that no commissions or fees shall be paid for presenting and/or prosecuting said claims, and declaring an emergency."

S. B. No. 10, "An Act making an emergency appropriation out of the General Revenue of the State for the purpose of enforcing the provisions of House Bill No. 76, Chapter 52, First Called Session, Forty-first Legislature, and declaring an emergency."

S. B. No. 16, "An Act to ratify, confirm, and validate deliveries of road bonds heretofore made by counties wherein the counties have law-

fully delivered bonds to the purchasers thereof, and have thereafter permitted the exchange of said bonds for other bonds of the same issues then remaining unsold and held by said counties, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 67, "An Act to amend Article 1283, Title 30, Revised Civil Statutes of 1925, prescribing the conditions and amounts of bonds to be given by live stock commission merchants, and providing for notice of cancellation of such bonds, and declaring an emergency."

S. B. No. 38, "An Act to regulate the conducting in public competition for prizes, awards, and admission fees, and personal, physical, or mental endurance contests; regulating the manner in which contestants may participate in such contests; prescribing the penalties for violation of this Act; providing for certain exceptions to this Act; declaring that any house, structure, building, place, or open air space that is being used for purposes in violation of the provisions of this Act is declared to be a nuisance, and declaring an emergency."

H. C. R. No. 18, Granting W. D. Malone and B. Dreyer permission to sue the State.

H. C. R. No. 21, Granting J. O. Currie permission to sue the State.

H. C. R. No. 33, Authorizing the correction of House Bill No. 79.

#### HOUSE BILL NO. 52 WITH SEN- ATE AMENDMENTS

Mr. Kayton called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 52, A bill to be entitled "An Act making a supplemental appropriation for the Ranger Service, the State Board of Control, the Examining Division of the Insurance Department, the Executive Department, the Texas State Department of Agriculture, the Live Stock Sanitary Commission, the Bureau of Labor Statistics, the State Auditor and Efficiency Expert, and the Attorney General's Department for the two-year period beginning September 1, 1933, and ending August 31, 1935; and for other

purposes, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Kayton moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Harman, Kayton, Stovall, Burns, and Clayton.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 99

The Speaker laid before the House, for consideration at this time, the conference committee report on House Bill No. 99; the report having been submitted on February 26, and printed in the Journal of that date.

Mr. Alexander moved that the report be adopted.

Mr. Duvall moved that the report be not adopted, and that a new conference committee be requested to adjust the differences.

#### RECESS

On motion of Mr. Reader, the House, 12:10 o'clock p. m., took recess to 2 o'clock p. m., today.

#### AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 99

The House resumed consideration of pending business, same being the conference committee report on House Bill No. 99, with motion by Mr. Alexander that the report be adopted, and motion by Mr. Duvall that the report be not adopted, and that the House request the appointment of a new conference committee, pending.

Mr. Burns moved a call of the House for the purpose of maintain-

ing a quorum until 4 o'clock p. m., today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Burns, the Sergeant-at-Arms was instructed to bring in all absent Members within the city who are not ill.

The roll of the House was called, and the Speaker announced a quorum present.

Mr. Mathis moved the previous question on the pending motions, and the main question was ordered.

Question first recurring on the motion by Mr. Duvall, yeas and nays were demanded.

The motion was lost by the following vote:

#### Yeas—34

Adamson.	Hartzog.
Aikin.	Holekamp.
Bergman.	James.
Bourne.	Jones of Shelby.
Burns.	Lotief.
Camp.	McCullough.
Canon.	Ramsey.
Cathey.	Ray.
Cowley.	Renfro.
Daniel.	Roberts.
Davidson.	Rogers of Hunt.
Duvall.	Rogers
Ford.	of Ochiltree.
Fuchs.	Rollins.
Glass.	Russell.
Goodman.	Scott.
Greathouse.	Shannon.
Harrison.	

#### Nays—96

Alexander.	Dunlap.
Alsup.	Dwyer.
Anderson.	Engelhard.
Atchison.	Fain.
Baker.	Golson.
Barrett.	Good.
Barron.	Graves.
Beck.	Griffith.
Butler.	Hankamer.
Calvert.	Harris.
Caven.	Head.
Celaya.	Hill.
Chastain.	Hodges.
Clayton.	Holland.
Coombes.	Huddleston.
Crossley.	Hughes.
Dean.	Hunter.
Devall.	Hyder.

Jackson.	Puryear.
Johnson	Ratliff.
of Anderson.	Reader.
Jones of Atascosa.	Reed of Bowie.
Jones of Runnels.	Reed of Dallas.
Kayton.	Riddle.
Kyle of Hays.	Roark.
Kyle of Palo Pinto.	Savage.
Laird.	Scarborough.
Latham.	Shults.
Lemens.	Smith.
Leonard.	Stanfield.
Long.	Steward.
Mackay.	Stinson.
Magee.	Stovall.
Mathis.	Stubbeman.
McDougald.	Tarwater.
McGregor.	Tennyson.
McKee.	Thomas.
Metcalf.	Tillery.
Mitcham.	Townsend.
Moffett.	Turlington.
Moore.	Van Zandt.
Morrison.	Vaughan.
Morse.	Wagstaff.
Munson.	Walker.
Nicholson.	Wells.
Palmer.	Winningham.
Parkhouse.	Wood.
Patterson.	Young.
Pavlica.	

## Present—Not Voting

Merritt.

## Absent

Bradley.	Hoskins.
Colson.	Jefferson.
Harman.	Lindsey.
Hester.	Pope.
Hicks.	

## Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

Question next recurring on the motion by Mr. Alexander, that the conference committee report be adopted, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—119

Adamson.	Butler.
Alexander.	Calvert.
Alsup.	Camp.
Anderson.	Cathey.
Atchison.	Caven.
Baker.	Celaya.
Barrett.	Chastain.
Barron.	Clayton.
Beck.	Coombes.

Cowley.	Moffett.
Crossley.	Moore.
Dean.	Morrison.
Devall.	Morse.
Dunlap.	Munson.
Duvall.	Nicholson.
Dwyer.	Palmer.
Engelhard.	Parkhouse.
Fain.	Patterson.
Glass.	Pavlica.
Golson.	Pope.
Good.	Puryear.
Goodman.	Ratliff.
Graves.	Ray.
Griffith.	Reader.
Hankamer.	Reed of Bowie.
Harman.	Reed of Dallas.
Harris.	Renfro.
Hartzog.	Riddle.
Hicks.	Roark.
Hill.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Rogers
Holland.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Russell.
Hughes.	Savage.
Hunter.	Scarborough.
Hyder.	Scott.
Jackson.	Shannon.
Jefferson.	Shults.
Johnson	Smith.
of Anderson.	Stanfield.
Jones of Atascosa.	Steward.
Jones of Runnels.	Stinson.
Kayton.	Stovall.
Kyle of Hays.	Stubbeman.
Kyle of Palo Pinto.	Tarwater.
Laird.	Tennyson.
Latham.	Thomas.
Lemens.	Tillery.
Leonard.	Townsend.
Long.	Turlington.
Mackay.	Van Zandt.
Magee.	Vaughan.
Mathis.	Wagstaff.
McDougald.	Walker.
McGregor.	Wells.
McKee.	Winningham.
Merritt.	Wood.
Metcalf.	Young.
Mitcham.	

## Nays—17

Aikin.	Fuchs.
Bergman.	Greathouse.
Bourne.	Harrison.
Burns.	Head.
Canon.	James.
Colson.	Jones of Shelby.
Daniel.	McCullough.
Davidson.	Ramsey.
Ford.	

## Absent

Bradley.	Lindsey.
Hester.	Lotief.

## Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

Mr. Camp moved to reconsider the vote by which the conference committee report was adopted.

Mr. Parkhouse moved to table the motion to reconsider.

The motion to table prevailed by the following vote:

## Yeas—99

Adamson.	Mackay.
Alexander.	Magee.
Alsup.	Mathis.
Anderson.	McDougald.
Atchison.	McGregor.
Baker.	McKee.
Barron.	Merritt.
Butler.	Metcalf.
Calvert.	Mitcham.
Cathey.	Moffett.
Celaya.	Moore.
Chastain.	Morrison.
Clayton.	Morse.
Colson.	Munson.
Coombes.	Nicholson.
Crossley.	Parkhouse.
Dean.	Pavlica.
Devall.	Purveyer.
Dwyer.	Ratliff.
Engelhard.	Ray.
Fain.	Reader.
Fuchs.	Reed of Bowie.
Golson.	Reed of Dallas.
Good.	Riddle.
Goodman.	Roark.
Graves.	Roberts.
Griffith.	Rogers of Hunt.
Hankamer.	Russell.
Harman.	Savage.
Harris.	Scarborough.
Hicks.	Scott.
Hill.	Shults.
Hodges.	Stanfield.
Holland.	Steward.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunter.	Stubberman.
Hyder.	Tarwater.
Jackson.	Tennyson.
Johnson	Thomas.
of Anderson.	Tillery.
Jones of Atascosa.	Townsend.
Jones of Runnels.	Turlington.
Kayton.	Vaughan.
Kyle of Hays.	Wagstaff.
Kyle of Palo Pinto.	Walker.
Latham.	Wells.
Lemens.	Winningham.
Leonard.	Wood.
Long.	Young.

## Nays—26

Aikin.	Holekamp.
Barrett.	James.
Bergman.	Jones of Shelby.
Bourne.	Laird.
Burns.	Lotief.
Camp.	McCullough.
Canon.	Palmer.
Daniel.	Ramsey.
Davidson.	Renfro.
Duvall.	Rogers
Ford.	of Ochiltree.
Glass.	Rollins.
Greathouse.	Shannon.
Head.	

## Absent

Beck.	Hoskins.
Bradley.	Jefferson.
Caven.	Lindsey.
Cowley.	Patterson.
Dunlap.	Pope.
Harrison.	Smith.
Hartzog.	Van Zandt.
Hester.	

## Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

### AUTHORIZING THE CORRECTION OF HOUSE BILL NO. 86

(By Unanimous Consent)

Mr. Van Zandt and Mr. Barron offered the following resolution:

H. C. R. No. 48, Authorizing Enrolling Clerk of the House to make certain correction in House Bill No. 86.

Whereas, House Bill No. 86 has passed the House and Senate; and

Whereas, The caption of said bill should be amended to conform to the body of the bill; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to correct the figures "16," after the word "paragraphs," in line 2 of the caption, to read "15."

VAN ZANDT,  
BARRON.

The resolution was read second time, and was adopted.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on House Bill No. 52. The following have been appointed on the part of the Senate: Senators Holbrook, Redditt, Patton, Parr, and Hornsby.

H. C. R. No. 37, Suspension of Joint Rule No. 11 until the final disposition of Senate Bill No. 77.

S. C. R. No. 29, Suspension of Joint Rule No. 11 until the final disposition of House Bill No. 122.

S. C. R. No. 30, Suspension of Joint Rule No. 11 until motion might be made in the Senate to reconsider the vote by which House Bill No. 119 failed to pass.

S. C. R. No. 32, Suspension of Joint Rule No. 11 until the final disposition of House Bills Nos. 115 and 133.

S. C. R. No. 33, Suspension of Joint Rule No. 11 until the final disposition of House Bill No. 138.

Senator Parr has resigned from conference committee on Senate Bill No. 3, and Senator Collie has been appointed to fill the vacancy.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## SENATE BILL NO. 77 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 77, A bill to be entitled "An Act making an appropriation out of any funds remaining to the credit of the mileage, per diem, and contingent expense funds, of the Regular Session of the Forty-third Legislature, to pay the contingent expense and to pay the mileage and per diem of Members and the per diem of officers and employes of the Second Called Session of the Forty-third Legislature, and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 77 ON THIRD READING

Mr. Harman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 77 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adamson.	Huddleston.
Aikin.	Hunter.
Alexander.	Hyder.
Alsup.	Jackson.
Anderson.	James.
Atchison.	Johnson
Baker.	of Anderson.
Barrett.	Jones of Runnels.
Barron.	Jones of Shelby.
Beck.	Kayton.
Bergman.	Kyle of Palo Pinto.
Bourne.	Laird.
Burns.	Latham.
Butler.	Lemens.
Calvert.	Leonard.
Camp.	Long.
Canon.	Lotief.
Cathey.	Mackay.
Caven.	Magee.
Celaya.	Mathis.
Clayton.	McCullough.
Colson.	McDougald.
Coombes.	Merritt.
Cowley.	Metcalf.
Crossley.	Mitcham.
Daniel.	Moffett.
Davidson.	Morrison.
Dean.	Morse.
Dunlap.	Munson.
Dwyer.	Nicholson.
Engelhard.	Palmer.
Fain.	Puryear.
Ford.	Ramsey.
Fuchs.	Ratliff.
Glass.	Ray.
Good.	Reed of Bowie.
Goodman.	Reed of Dallas.
Graves.	Renfro.
Greathouse.	Riddle.
Griffith.	Roark.
Hankamer.	Rogers of Hunt.
Harman.	Rogers
Harris.	of Ochiltree.
Hartzog.	Rollins.
Head.	Russell.
Hicks.	Scarborough.
Hill.	Scott.
Hodges.	Shannon.
Holekamp.	Shults.
Holland.	Stanfield.
Hoskins.	Steward.

Stinson.	Vaughan.
Stubbeman.	Wagstaff.
Tarwater.	Walker.
Tennyson.	Wells.
Thomas.	Winningham.
Tillery.	Wood.
Townsend.	Young.
Turlington.	

Nays—1

Parkhouse.

Absent

Bradley.	McGregor.
Chastain.	McKee.
Devall.	Moore.
Duvall.	Patterson.
Golson.	Pavlica.
Harrison.	Pope.
Hester.	Reader.
Hughes.	Roberts.
Jefferson.	Savage.
Jones of Atascosa.	Smith.
Kyle of Hays.	Stovall.
Lindsey.	Van Zandt.

Absent—Excused

Bedford.	Johnson.
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

The Speaker laid Senate Bill No. 77 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—117

Adamson.	Davidson.
Aikin.	Dean.
Alexander.	Devall.
Alsup.	Dunlap.
Anderson.	Dwyer.
Atchison.	Engelhard.
Baker.	Fain.
Barrett.	Ford.
Beck.	Fuchs.
Bergman.	Glass.
Bourne.	Good.
Burns.	Graves.
Butler.	Greathouse.
Calvert.	Griffith.
Camp.	Hankamer.
Canon.	Harman.
Cathey.	Harris.
Caven.	Hartzog.
Celaya.	Head.
Chastain.	Hill.
Clayton.	Hodges.
Colson.	Holekamp.
Coombes.	Holland.
Cowley.	Huddleston.
Crossley.	Hunter.
Daniel.	Hyder.

Jackson.	Ray.
James.	Reed of Bowie.
Johnson	Reed of Dallas.
of Anderson.	Renfro.
Jones of Runnels.	Riddle.
Jones of Shelby.	Roark.
Kayton.	Roberts.
Kyle of Hays.	Rogers of Hunt.
Kyle of Palo Pinto.	Rogers
Laird.	of Ochiltree.
Latham.	Rollins.
Lemens.	Russell.
Leonard.	Scarborough.
Long.	Shults.
Magee.	Smith.
Mathis.	Stanfield.
McCullough.	Steward.
McDougald.	Stinson.
McKee.	Stubbeman.
Merritt.	Tarwater.
Metcalf.	Tennyson.
Mitcham.	Thomas.
Moffett.	Tillery.
Moore.	Townsend.
Morrison.	Turlington.
Morse.	Van Zandt.
Munson.	Vaughan.
Nicholson.	Wagstaff.
Palmer.	Walker.
Patterson.	Wells.
Pavlica.	Winningham.
Puryear.	Wood.
Ramsey.	Young.
Ratliff.	

Nays—2

Lotief.

Parkhouse.

Absent

Barron.	Jones of Atascosa.
Bradley.	Lindsey.
Duvall.	Mackay.
Golson.	McGregor.
Goodman.	Pope.
Harrison.	Reader.
Hester.	Savage.
Hicks.	Scott.
Hoskins.	Shannon.
Hughes.	Stovall.
Jefferson.	

Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

#### AUTHORIZING THE CORRECTION OF HOUSE BILL NO. 66

Mr. Rogers of Ochiltree offered the following resolution:

H. C. R. No. 49, Authorizing the correction of House Bill No. 66.



Whereas, House Bill No. 66 has passed the House and Senate; and

Whereas, The caption of said bill should be amended to conform to the changes in the body of the bill; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to amend the caption of said bill by adding "Kent" to the list of counties.

ROGERS of Ochiltree,  
MERRITT.

The resolution was read second time, and was adopted.

#### HOUSE BILL NO. 112 WITH SENATE AMENDMENTS

Mr. Calvert called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 112, A bill to be entitled "An Act to amend Article 1650, of the Revised Civil Statutes of Texas, 1925; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Calvert, the House concurred in the Senate amendments.

#### TO PROVIDE FOR THE SUSPENSION OF JOINT RULE NO. 11

(By Unanimous Consent)

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 33, To provide for the suspension of Joint Rule No. 11.

Whereas, House Bill No. 138 is before the Senate for second reading; and

Whereas, The passage of such bill is necessary to clear up uncertainties with respect to future tax collections in the State of Texas in large amounts; now, therefore, be it

Resolved by the Senate, the House concurring, That Rule No. 11, of the Joint Rules of the Senate and House, be, and it is hereby, suspended, until the final disposition of House Bill No. 138.

The resolution was read second time, and was adopted.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 34, Suspension of Joint Rule No. 11 until final disposition of House Bill No. 105.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### PROVIDING FOR THE SUSPENSION OF JOINT RULE NO. 11

(By Unanimous Consent)

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 29, To provide for the suspension of certain Joint Rule.

Whereas, House Bill No. 122 is before the Senate for second reading; now, therefore, be it

Resolved by the Senate, the House concurring, That Rule No. 11, of the Joint Rules of the Senate and House, be, and it is hereby, suspended, until the final disposition of House Bill No. 122.

The resolution was read second time, and was adopted.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 43

Mr. Coombes et al. submitted the following conference committee report on House Bill No. 43:

Committee Room,  
Austin, Texas, February 24, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences of House Bill No. 43, have agreed, and beg leave to make the following attached report:

"H. B. No. 43,

A BILL

To Be Entitled

An Act amending Article 6032, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts, First Called Session, Forty-second Legislature; amending Section 11, Chapter 162, Acts, Regular Session, Forty-third Legislature; appropriating the proceeds of the tax derived under the provisions hereof; authorizing the Railroad Commission to employ such help and to incur such other expenses as are necessary to enforce the conservation laws of this State relating to oil and gas and the orders of the Railroad Commission promulgated pursuant thereto; amending the appropriation for the Oil and Gas Division of the Railroad Commission, as contained in House Bill No. 167, Chapter 166, Acts, Regular Session, Forty-third Legislature, at pages 497-8, providing for the employment by the Commission of a suitable person or persons to perform the services set forth in Article 6045, Revised Civil Statutes of 1925; providing if any person whose salary is paid out of the funds herein provided for uses his time or a State-owned automobile for campaign purposes he shall be subject to fine and imprisonment; providing that if any portion of this Act be held unconstitutional or invalid for any reason, such decision shall not affect the remaining portions, sections, or paragraphs of this Act, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Article 6032, Title 102, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts, Forty-second Legislature, First Called Session, is hereby amended so that the same shall hereafter read, as follows:

"Article 6032. There is hereby levied a tax of one-eighth of one cent per barrel of forty-two (42) standard gallons of crude petroleum produced within this State, which shall be in addition to and collected in the same manner as the present gross receipts production tax on crude petroleum. Producers of crude petroleum are hereby required to

make reports of production in the same manner and under the same penalties as for the gross production tax. The tax thus collected shall be paid into the State Treasury as other revenues and shall be paid out on warrants as other funds. The funds derived from this tax shall be used for the administration of the conservation laws of this State relating to oil and gas, and such funds are hereby appropriated to the use of the Oil and Gas Division of the Railroad Commission of Texas."

Sec. 2. Section 11, Chapter 162, Acts, Regular Session, Forty-third Legislature, is hereby amended so as to hereafter read as follows:

"Section 11. The provisions made in Chapter 162, Acts, Regular Session, Forty-third Legislature, providing for the collection of the gross production tax on oil and reports required in connection with the collection of such tax, shall apply to the collection of taxes levied under the provisions of Section 1 of this Act, and if any person, firm, or corporation should fail to pay the tax herein provided for, or should fail to make the reports required in such Act, or should make erroneous reports as provided in said Act, such person, firm, or corporation shall be subject to the fines and penalties as provided in Section 8, Chapter 162, Acts, Regular Session of the Forty-third Legislature."

Sec. 3. It is hereby expressly declared to be the intent of the Legislature that salaries and other expenses incurred against the funds appropriated to the Oil and Gas Division of the Railroad Commission of Texas by the General Appropriation Act of the Forty-third Legislature, being Chapter 166, Acts, Regular Session, Forty-third Legislature, shall after the effective date of this Act be paid out of the funds derived from the tax levied by this Article, and none of said appropriation shall ever hereafter be paid out of the General Revenue Fund. In the event that there is an excess derived from the tax over and above the amount of money appropriated to the Oil and Gas Division of the Railroad Commission of Texas, the Railroad Commission, as specifically provided herein, shall be, and is hereby, empowered to expend said excess in performing its duties in carrying into effect the conservation laws of this

State relating to oil and gas and its orders promulgated pursuant thereto.

Sec. 4. The Railroad Commission of Texas is hereby authorized and directed, in addition to the number of employes at the salaries and expenses fixed by the General Appropriation Act of the Regular Session of the Forty-third Legislature for the Oil and Gas Division of said Commission, to expend such sums as may be necessary to employ such gaugers, inspectors, investigators, supervisors, and clerical help, including three employes who shall be chief engineer, chief petroleum engineer, and administrative chief, who shall be paid a salary not to exceed three thousand seven hundred and fifty dollars (\$3,750), per annum, each, and other help as may be necessary to carry out the provisions of the oil and gas conservation laws of Texas. Said Commission shall likewise for the same purpose be authorized to expend such sums as may be necessary for the maintenance and miscellaneous contingent expenses of the Oil and Gas Division of said Commission as such expenses are defined on page 498, General Laws of the Forty-third Legislature, Regular Session. The Commission is hereby forbidden to revise any salary of any employe of the Oil and Gas Division provided for by Chapter 166, of the Regular Session, nor shall said Commission employ any person at a higher salary than that fixed by the General Appropriation Act of the Forty-third Legislature for employes employed in the same or similar employment.

Provided, that the Commission be, and is hereby, expressly authorized and directed to designate some suitable person or persons to perform the services set forth in Article 6005, of said Title 102, and permit such person or persons so designated to collect from the owner or operator of such wells or the owner of the land compensation for the services so performed, and such person or persons so designated shall perform or cause such services to be performed under the rules and regulations of the Commission.

Sec. 5. If any person, whose salary is paid out of the funds herein provided for, uses his time or a State automobile for campaign purposes, or for the purpose of furthering the candidacy of his employer or any other candidate for State office, he shall be

fined not less than one hundred dollars (\$100) and not more than five hundred dollars (\$500), and shall be confined in jail for not less than thirty (30) days nor more than ninety (90) days.

Sec. 6. Any surplus remaining at the end of the fiscal biennium in the funds derived from said tax over and above the amount expended by the Railroad Commission in carrying out its duties in connection with the oil and gas laws of this State shall become a part of the General Revenue of the State.

Sec. 7. If any section, subsection, sentence, clause, or phrase of this Act is held, for any reason, to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Act. The Legislature hereby declares that it would have passed this Act, and each section, subsection, sentence, and clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

Sec. 8. The fact that the Forty-third Legislature, at its Regular Session, inadvertently failed to appropriate the proceeds of this Act to the Oil and Gas Division of the Railroad Commission of Texas, when the tax is in fact levied for the support of such Division, and the fact that the Railroad Commission at this time does not have sufficient employes to adequately enforce the conservation laws of this State with reference to oil and gas create an emergency and an imperative necessity that the constitutional rule, requiring bills to be read on three several days in each House, be, and the same is hereby, suspended, and this Act shall take effect and be in force from and after the first day of March, A. D. 1934, and it is so enacted.

Respectfully submitted,

WOODWARD,  
MURPHY,  
STONE,  
REDDITT,  
SMALL,

On the part of the Senate;

LONG,  
HYDER,  
WOOD,  
COOMBES,  
SCOTT,

On the part of the House.

On motion of Mr. Coombes, the report was adopted by the following vote:

## Yeas—105

Adamson.	Mackay.
Aikin.	Magee.
Alsup.	Mathis.
Anderson.	McCullough.
Atchison.	McDougald.
Baker.	McKee.
Beck.	Metcalf.
Bourne.	Mitcham.
Burns.	Moffett.
Butler.	Moore.
Calvert.	Morrison.
Cathey.	Morse.
Caven.	Munson.
Celaya.	Nicholson.
Colson.	Palmer.
Coombes.	Patterson.
Daniel.	Pavlica.
Devall.	Ramsey.
Engelhard.	Ratliff.
Fain.	Ray.
Ford.	Reed of Bowie.
Fuchs.	Reed of Dallas.
Glass.	Renfro.
Golson.	Riddle.
Good.	Roark.
Goodman.	Roberts.
Graves.	Rogers of Hunt.
Greathouse.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harris.	Russell.
Hartzog.	Savage.
Head.	Scott.
Hill.	Shannon.
Hodges.	Shults.
Holekamp.	Smith.
Hoskins.	Stanfield.
Hunter.	Steward.
Hyder.	Stinson.
Jackson.	Stubbeman.
James.	Tarwater.
Jefferson.	Thomas.
Johnson.	Tillery.
of Anderson.	Townsend.
Jones of Runnels.	Turlington.
Jones of Shelby.	Van Zandt.
Kayton.	Vaughan.
Kyle of Hays.	Wagstaff.
Kyle of Palo Pinto.	Walker.
Laird.	Wells.
Latham.	Winningham.
Lemens.	Wood.
Leonard.	Young.
Long.	

## Nays—6

Barrett.	Huddleston.
Bergman.	Lotief.
Camp.	Puryear.

## Absent

Alexander.	Barron.
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Bradley.	Hicks.
Canon.	Holland.
Chastain.	Hughes.
Clayton.	Jones of Atascosa.
Cowley.	Lindsey.
Crossley.	McGregor.
Davidson.	Merritt.
Dean.	Parkhouse.
Dunlap.	Pope.
Duvall.	Reader.
Dwyer.	Scarborough.
Harman.	Stovall.
Harrison.	Tennyson.
Hester.	

## Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

## TO SUSPEND CERTAIN JOINT RULE

(By Unanimous Consent)

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 30, To suspend Joint Rule No. 11.

Whereas, House Bill No. 119 has been killed by the Senate; now, therefore, be it

Resolved by the Senate, the House concurring, That Rule No. 11, of the Joint Rules of the House and Senate, be, and it is hereby, suspended, in order that a motion might be made to reconsider the vote in the Senate by which House Bill No. 119 failed to pass.

The resolution was read second time, and was adopted.

## TO SUSPEND CERTAIN JOINT RULE

(By Unanimous Consent)

Mr. Dwyer offered the following resolution:

H. C. R. No. 34, To suspend Rule No. 11, of the Joint Rules.

Whereas, Senate Bill No. 78 is before the House for second reading; now, therefore, be it

Resolved by the House, the Senate concurring, That Rule No. 11, of the Joint Rules of the House and Senate, be, and it is hereby, suspended, until the final disposition of Senate Bill No. 78.

The resolution was read second time, and was adopted.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 22

Mr. Savage submitted the following conference committee report on Senate Bill No. 22:

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate on Senate Bill No. 22, beg leave to submit the following report:

We have had Senate Bill No. 22 under consideration, and recommend the adoption of the attached bill as rewritten by your conference committee:

"S. B. No. 22,

A BILL

To Be Entitled

An Act to provide for holding a Texas Centennial Celebration or Celebrations in 1936; to provide for the designation of the place for the holding of the central exposition, and other appropriate celebrations at other historic places; to provide for the creation of a Texas Centennial Commission of not less than thirty members, composed of men and women, and its permanent organization and tenure of office; setting time for perfecting organization March 2, 1934, or as soon as practicable thereafter; designating the location of principal office of Commission; providing for bonding the officers of the Commission; to provide for filling vacancies and adding additional members; to provide for the creation of an Advisory Board of not less than one hundred members, and filling vacancies therein; to provide for compensation of officials and representatives; inhibiting employment of certain relatives of the Commission; selecting out of the Centennial Commission, named herein, an executive committee composed of not more than fifteen members; to cre-

ate a public corporation known as 'The Texas Centennial Commission,' having power to procure charter or charters for non-profit-making corporations; to clothe the Texas Centennial Commission with plenary power to do any and all things in its judgment necessary to carry out the purposes of the organization; to give the Commission authority to borrow money, negotiate loans, execute, deliver, and dispose of its notes and bonds; to make such contracts as in its judgment may be necessary with individuals, institutions, communities, counties, districts, municipalities, States, countries, and foreign powers; safeguarding the morals of the Centennial Celebration as to character of concessions contracted with; to negotiate loans from the Federal Government, or through any of its constituted agencies; to limit the rate of interest on indebtedness to six per cent (6%); to prohibit incurring any indebtedness in any form whatsoever against the State of Texas; to empower the Centennial Commission to pledge, hypothecate, and mortgage its properties, receipts, income, and anticipated revenues for the purpose of discharging its indebtedness; making an appropriation, and guaranteeing to the State ten per cent (10%) of the first gross proceeds from the Centennial Celebration; to provide that if any provision herein shall be held invalid, no other provision shall be affected; providing for making report in January, 1935, to the Regular Session of the Forty-fourth Legislature as to plans, place or places, time or times for holding said Centennial Celebration; providing for a report to the Governor, Lieutenant Governor, Speaker of the House, and Members of the Legislature on the first of January, each year thereafter, and a final report to be made not later than two years following the close of the Centennial Celebration, same to be audited by the State Auditor or Certified Public Accountant; providing for legislative discharge of the Commission; and declaring an emergency."

Be it enacted by the Legislature of the State of Texas.

Section 1. That there shall be held, in the year 1936, a celebration com-

memorating the heroic period of early Texas history, and celebrating a century of the independence and progress of Texas as a Republic and State. The Legislature of Texas hereby selects and designates as the location for the holding of the central exposition and principal celebration that city or community in Texas that offers to Texas through the Texas Centennial Commission, hereinafter set up, the largest financial inducement and support therefor. The Legislature of Texas expressly empowers and directs that other appropriate celebrations be held under the auspices and direction of the Texas Centennial Commission of a historical character be held at San Antonio, on or about March 2; Houston, on or about April 21, and on appropriate historic dates at Goliad, Brenham, Nacogdoches, Huntsville, and other like places identified with Texas' early history, the character and extent thereof to be dependent in part on the local support provided.

Sec. 2. That for the purpose of planning, inaugurating, supervising, directing, conducting, and holding the Texas Centennial, a public corporation is hereby created, with a board of governors, to be known as "The Texas Centennial Commission"; that said Commission shall be composed of not less than thirty members, to be known as Commissioners, all to be representative citizens of Texas, residing in various sections of the State; that the following are hereby selected and designated as members of the Commission: Jesse H. Jones, Houston, Texas; J. E. Josey, Houston, Texas; Will H. Mayes, Austin, Texas; Pat M. Neff, Waco, Texas; Lowry Martin, Corsicana, Texas; J. K. Hughes, Mexia, Texas; Walter D. Cline, Wichita Falls, Texas; Willur Hawk, Amarillo, Texas; Roy Miller, Corpus Christi, Texas; Gus Taylor, Tyler, Texas; John D. Middleton, Greenville, Texas; Cliff Caldwell, Abilene, Texas; George Slater, Austin, Texas; H. L. Birney, El Paso, Texas; John H. Shary, Mission (Sharyland), Texas; George Sealy, Galveston, Texas; Ralph W. Morrison, San Antonio, Texas; H. H. Ochs, San Antonio, Texas; General John A. Hulen, Fort Worth, Texas; Amon G. Carter, Fort Worth, Texas; George Waverly Briggs, Dallas, Texas; Cullen F. Thomas, Dallas, Texas; Mrs. Clara

Driscoll Sevier, Corpus Christi, Texas; Mrs. Percy V. Pennybacker, Austin, Texas; Mrs. O. M. Farnsworth, San Antonio, Texas; Mrs. Fannie Campbell Womack, Palestine, Texas; Mrs. Kenneth Foree, Dallas, Texas; Mrs. G. D. Anderson, Wichita Falls, Texas; Mrs. W. B. Sharp, Houston, Texas; Mrs. T. B. Griffith, Terrell, Texas; Mrs. W. H. Snow, Paris, Texas; Mrs. C. A. Brown, Alpine, Texas; Mrs. A. R. Rucks, Angleton, Texas.

It is further provided that during the life of this Commission, the Governor, Lieutenant Governor, and Speaker of the House of Representatives of the State of Texas, during the terms for which they are chosen, shall serve as ex-officio members of the Commission.

Sec. 3. That it is directed that the selections herein provided for, following the passage of this Act, shall be promptly and properly certified by the Secretary of State, who shall immediately issue, without charge, to each member of said Commission, a commission under the seal of the State of Texas, attesting such membership as Commissioners; that upon the issuance of such commissions, the Secretary of State shall call a meeting to meet in Austin on the second day of March, 1934, or as soon thereafter as practicable, for the purpose of organizing under the provisions of this Act, and designating the location of the principal office of the Commission, which may be changed as conditions require.

Sec. 4. That when said Commission meets, pursuant to said call, hereinbefore referred to, it shall proceed to effect a permanent organization, in the mode and manner of other corporations, by the election of a president, vice-presidents, and such other officers as it may deem necessary, and select such assistants as may be needed, and pay reasonable and fair compensation for their services, subject to the approval of the Texas Centennial Commission; That, thereafter, said Commission may create all such other offices and officers as, in its judgment, may be proper and necessary. Said board shall require adequate bonds by all officers charged with handling funds of the Commission.

Sec. 5. No person related to any member of the Commission within

the third degree by consanguinity or within the second degree by affinity shall be employed by the Commission or by any agency or by any corporation organized by the Commission.

Sec. 6. That the Commission is empowered and directed to create a Texas Centennial Advisory Board of not less than one hundred, to be composed of men and women; that it shall be made up in part of the present members of the old Board of one hundred organized practically ten years ago. That each Senator shall name two persons from each county in his or her Senatorial District, and that each Representative shall name two persons from each county which he or she may represent, and that vacancies in such places shall be filled by said Senator or Representative, or their successors in office. These names shall be filed with the Chairman of the Texas Centennial Commission at any time after its organization; that vacancies therein shall be filled in part from the following: Chairman of the Highway Commission, Commissioner of Agriculture, Commissioner of Labor, Attorney General, Comptroller, State Treasurer, and the Superintendent of Public Instruction of Texas, the President of Texas Federation of Women's Clubs, Presidents of State Teachers Association, Daughters of the Republic, State Parent-Teachers Association, Texas Press Association, Texas Federation of Labor, President of the American Legion Auxiliary, Commander of the American Legion, Presidents of the Regional Chambers of Commerce, President of Daughters of American Revolution, President of Sons and Daughters of the Confederacy, Progressive Texans, Presidents Texas Bar Association, Texas Bankers Association, and other similar organizations.

That this Advisory Board is authorized to set up and is to be recognized for counsel participation and co-operation at all times as needed or called upon by the Texas Centennial Commission.

Sec. 7. The Texas Centennial Commission, at its first regular meeting, is authorized to select from its members an executive committee of not more than fifteen members who shall be authorized to carry on its business affairs subject to the ratifi-

cation of a majority of the said Commission.

Sec. 8. That the tenure of service of the members of said Commission shall be from the date of their selection until the business for which they are chosen shall be concluded and their final report shall be made to the Legislature and the Commission discharged, said period of time not to be more than two years following the close of the Texas Centennial Celebration. All additions made to the personnel of the Board herein set up or vacancies filled therein created by death or resignation shall be by a majority vote of the then existing membership of the Commission.

Sec. 9. That said Centennial Commission shall be dealt with as a public corporation, organized for patriotic and educational purposes, as well as economic benefits, for the promotion of the general welfare of Texas, and for the advancement of its citizenship; that it shall have power, if desired, to procure and cause to be procured a charter or charters to operate as non-profit-making corporations, to be given all the general powers, rights, and privileges, and be subject to all the provisions of the Texas laws governing private corporations; that it is intended hereby and herein to clothe this corporation as created with plenary power to do any and all things that in its judgment are necessary, to carry out the purposes of this organization; to take all such steps and measures, of whatever kind and character, as may be necessary in the judgment of the Commission to help finance the Texas Centennial; that it shall especially be clothed with power and authority to borrow money; to negotiate loans; to execute, sell, dispose of, and deliver notes and bonds; to make all such agreements and contracts as in its discretion and judgment may be proper, or necessary, with individuals, institutions, organizations, communities, counties, districts, municipalities, States, countries, and foreign powers; that the Commission shall be further empowered to negotiate loans and obtain grants from the Federal Government, or from any of its agencies now existing or hereafter to be set up; that it shall be further authorized and granted absolute power to hypothecate, mortgage, and pledge its properties, buildings, concessions, and revenues to secure advances, loans,

notes, bonds issued, or indebtedness in whatsoever form created in holding a Texas Centennial.

Sec. 10. That the Centennial Commission shall be further empowered by resolution to authorize, execute, sell, dispose of, and deliver its negotiable notes or bonds, from time to time, and in such amount or amounts as it may consider necessary; that such notes or bonds so issued shall bear interest at not to exceed six per cent (6%) per annum; that subject to these restrictions, the Commission is given complete discretion in fixing the forms, conditions, details, and disposition of such notes or bonds; that it is expressly understood and provided that no notes, bonds, obligations, or debts of any character or form incurred hereunder shall be a liability or indebtedness of the State of Texas, but shall be payable solely from the moneys, receipts, income, and anticipated revenues derived from the operation of the Texas Centennial.

Sec. 11. That the members of said Commission shall not receive any compensation whatever for their services except their traveling and hotel expenses. It is further provided franking privileges may be accepted from telephone, telegraph, and cable companies, and that free transportation facilities may be furnished by the railway, Pullman, bus, interurban, and airway companies for such officers and representatives of the Centennial Commission as it may designate by appropriate resolution.

Sec. 2. It shall be the duty of the Commission, at the Regular Session of the Forty-fourth Legislature, to make a report in January, 1935, of all activities in progress made up to that time, and especially as to location, character, and general plans for the holding of the exposition and Centennial in so far as possible. It shall also be the duty of the Commission to report to the Governor, Lieutenant Governor, Speaker of the House, and Members of the Legislature on the first of January each year following, until the Commission is discharged by the Legislature.

Sec. 13. Provided that no concession shall be granted to any person, firm, or corporation to operate any concession, entertainment, or any business that might be allowed on

any of the properties of said Centennial until said concessionaire has presented and exhibited to the board of censors, to be appointed by the Texas Centennial Commission, the concession or entertainment.

Sec. 14. All lands and buildings purchased by legislative appropriations and all net profits that may be acquired by said Commission shall be turned over to the State of Texas within two years from the close of the Texas Centennial Celebration for such disposition as the Legislature may then determine after a final report to the Legislature by the Commission shall have been filed with the Secretary of State, and the Commission shall then be discharged by legislative action, and the corporation dissolved.

Sec. 15. For the purpose of inaugurating, furthering, and carrying on the provisions of this Act, there is hereby appropriated, out of the General Revenue of the State of Texas, not otherwise appropriated, the sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary. All moneys paid out pursuant to this Act shall be upon vouchers attested by the secretary of the Commission and signed by the president thereof, or some one authorized by him; said warrants to be drawn by the Comptroller and Treasurer on requisition attested by the secretary of the Commission, and signed by the president thereof; a detailed final report shall be made by the Commission to the Legislature, said report to be audited in full by the State Auditor or some Certified Public Accountant designated by the State Auditor.

Sec. 16. Provided that out of the first gross receipts reported to, or received by, the Texas Centennial Commission, ten per cent (10%) shall be set aside to reimburse the State for this appropriation.

Sec. 17. It is understood and expressly provided that should any clause, section, or provision of this Act be hereafter held invalid for any reason, that such invalidity shall in no way affect any other provision of the Act.

Sec. 18. The fact that a very brief time now remains for said Commission to prepare for the holding of a Texas Centennial Celebration on a



scale commensurate with the glorious history of our State, the patriotism of our people, and the progress of the past century, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule, which requires all bills to be read on three several days in each House, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

NEAL,  
WOODUL,  
HOLBROOK,  
ONEAL,  
PATTON,

On the part of the Senate;

SAVAGE,  
MORRISON,  
TOWNSEND,  
ANDERSON,

On the part of the House.

Mr. Savage moved that the report be adopted.

(Mr. Stubbeman in the Chair.)

Mr. Aikin moved that the House refuse to adopt the report, and that a new conference committee be requested to adjust the differences.

(Speaker in the Chair.)

Mr. Van Zandt moved to table the motion by Mr. Aikin.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64

Adamson.	Head.
Alsup.	Hodges.
Anderson.	Huddleston.
Bradley.	Hughes.
Burns.	Hyder.
Butler.	James.
Celaya.	Jefferson.
Clayton.	Johnson
Cowley.	of Anderson.
Daniel.	Jones of Atascosa.
Dunlap.	Jones of Shelby.
Dwyer.	Kayton.
Ford.	Kyle of Hays.
Fuchs.	Kyle of Palo Pinto.
Golson.	Leonard.
Griffith.	Lotief.
Hankamer.	Mackay.
Harman.	Magee.
Harris.	Mathis.

McGregor.  
McKee.  
Moffett.  
Moore.  
Morrison.  
Morse.  
Palmer.  
Parkhouse.  
Ramsey.  
Ratliff.  
Ray.  
Reed of Dallas.  
Renfro.  
Riddle.

Rollins.  
Russell.  
Savage.  
Shannon.  
Stanfield.  
Stinson.  
Stubbeman.  
Thomas.  
Townsend.  
Turlington.  
Van Zandt.  
Wagstaff.  
Wells.

Nays—43

Aikin.  
Alexander.  
Barrett.  
Beck.  
Bergman.  
Bourne.  
Camp.  
Cathey.  
Colson.  
Coombes.  
Dean.  
Devall.  
Fain.  
Good.  
Graves.  
Hicks.  
Holekamp.  
Hunter.  
Jones of Runnels.  
Laird.  
Latham.  
Lemens.

Lindsey.  
McCullough.  
Merritt.  
Metcalf.  
Mitcham.  
Munson.  
Pavlica.  
Puryear.  
Reed of Bowie.  
Roark.  
Rogers of Hunt.  
Rogers  
of Ochiltree.  
Scarborough.  
Scott.  
Shults.  
Smith.  
Tillery.  
Vaughan.  
Walker.  
Wood.  
Young.

Present—Not Voting

Crossley.

Absent

Atchison.  
Baker.  
Barron.  
Calvert.  
Canon.  
Caven.  
Chastain.  
Davidson.  
Duvall.  
Engelhard.  
Glass.  
Goodman.  
Greathouse.  
Harrison.  
Hartzog.  
Hester.

Hill.  
Holland.  
Hoskins.  
Jackson.  
Long.  
McDougald.  
Nicholson.  
Patterson.  
Pope.  
Reader.  
Roberts.  
Steward.  
Stovall.  
Tarwater.  
Tennyson.  
Winningham.

Absent—Excused

Bedford.  
Dunagan.  
Fisher.  
Holloway.  
Hunt.

Johnson  
of Dimmit.  
Lange.  
Weinert.

Question next recurring on the motion that the report be adopted, it prevailed by the following vote:

## Yeas—82

Adamson.	Jones of Shelby.
Alexander.	Kayton.
Alsup.	Kyle of Hays.
Anderson.	Kyle of Palo Pinto.
Atchison.	Latham.
Barron.	Leonard.
Bradley.	Long.
Burns.	Mackay.
Butler.	Magee.
Cathey.	Mathis.
Celaya.	McDougald.
Clayton.	McGregor.
Colson.	McKee.
Coombes.	Moffett.
Cowley.	Moore.
Daniel.	Morrison.
Davidson.	Morse.
Dunlap.	Palmer.
Duvall.	Parkhouse.
Dwyer.	Ramsey.
Ford.	Ratliff.
Fuchs.	Ray.
Glass.	Reed of Dallas.
Golson.	Renfro.
Goodman.	Roberts.
Greathouse.	Russell.
Griffith.	Savage.
Hankamer.	Shannon.
Harman.	Smith.
Harris.	Stanfield.
Harrison.	Stinson.
Hartzog.	Stovall.
Head.	Stubbeman.
Hill.	Thomas.
Hodges.	Townsend.
Huddleston.	Turlington.
Hughes.	Van Zandt.
Hyder.	Wagstaff.
James.	Wells.
Johnson	Winningham.
of Anderson.	Wood.
Jones of Atascosa.	

## Nays—40

Aikin.	Jones of Runnels.
Barrett.	Lemens.
Beck.	Lindsey.
Bergman.	Lotief.
Bourne.	McCullough.
Camp.	Merritt.
Canon.	Metcalf.
Crossley.	Mitcham.
Dean.	Munson.
Devall.	Pavlica.
Fain.	Puryear.
Good.	Reed of Bowie.
Graves.	Riddle.
Hicks.	Roark.
Holekamp.	Rogers of Hunt.
Hoskins.	Rogers
Hunter.	of Ochiltree.

Rollins.	Tarwater.
Scarborough.	Vaughan.
Scott.	Young.
Shults.	

## Absent

Baker.	Laird.
Calvert.	Nicholson.
Caven.	Patterson.
Chastain.	Pope.
Engelhard.	Reader.
Hester.	Steward.
Holland.	Tennyson.
Jackson.	Tillery.
Jefferson.	Walker.

## Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

## REASON FOR VOTE

I vote "aye" on conference report on Senate Bill No. 22 because the House has shown that this bill will pass, and if passed, the committee should be permitted to begin its work at once, the emergency clause being on the bill. I add my "aye" vote to give it the necessary vote to make the emergency clause operative.

COOMBES.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 48, Authorizing the Enrolling Clerk of the House to correct the caption of House Bill No. 86 to conform to the body of the bill.

The Senate has granted the request of the House for a conference committee on House Bill No. 69. The following have been appointed on the part of the Senate: Senators Redditt, Holbrook, Oneal, Woodul, and Blackert.

The Senate has granted the request of the House for a conference committee on House Bill No. 14. The following have been appointed on the part of the Senate: Senators Small, Woodward, Duggan, Redditt, and Cousins.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

CONFERENCE COMMITTEE RE-  
PORT ON HOUSE BILL  
NO. 14

Mr. Hankamer submitted the following conference committee report on House Bill No. 14:

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conferees, heretofore appointed to adjust the differences between the two Houses on House Bill No. 14, having considered the differences between the two Houses, and having reached an agreement, beg leave to report that the hereto attached complete bill is the bill which we recommend to be passed by both Houses. We recommend the adoption of this report and the final passage by both Houses of this bill:

"H. B. No. 14,

A BILL

To Be Entitled

An Act relating to mining claims and rights, amending Article 5395, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, relating to the time of payment of rentals on mining claims awarded under Article 5397, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, and providing royalties to be paid the State from minerals produced upon such claims; and amending Article 5397, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, providing for forfeiture of rights of locator or owner on mining claims by a Land Commissioner upon default of payment of any sum due within thirty (30) days after sum is due, or for making false reports, or failing or refusing access to records, or knowingly failing or refusing to give correct information, or to furnish Land Office correct reports; providing such forfeited claims and minerals shall be subject to sale in manner provided by law for sale

of minerals; providing for setting aside forfeiture and reinstating claims and all rights thereunder under certain conditions; suspending for a period of one year from the effective date of this Act all laws and parts of laws in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 5395, Chapter 5, Title 86, Revised Civil Statutes of Texas, 1925, be amended so as to hereafter read, as follows:

"Article 5395. The owner of each claim shall pay fifty (50) cents per acre annually in advance after the award and during the month of each succeeding January of each year thereafter; provided, that such owner may at his option pay such fifty (50) cents per acre due in the month of January, A. D. 1934, within one year from the effective date of this Act without suffering the forfeiture of rights provided for in Article 5397, Revised Civil Statutes of Texas, 1925. In addition to rental payments, the owner of each claim shall pay a royalty of one-sixteenth of the value of the production of the minerals upon such claim as shown by the net smelter, mill, mint, or refinery returns, or of the gross sums arising from the sale of the ore, or products from the claim, and received by the owner. Royalties on existing mineral claims shall be paid on the basis provided for in the law under which the lease or claims was issued. Royalty payments arising from the sale of ores, minerals, or other products shall be due quarterly in January, April, July, and October for the quarters preceding."

Sec. 2. Article 5397, of the 1925 Revised Civil Statutes of Texas, is hereby amended so as to hereafter read as follows:

"Article 5397. Forfeiture of Rights. If the locator or owner of any claim obtained under the provisions of this law or operating under this law shall fail or refuse to make the payment of any sum within thirty days after it becomes due, or if such one or an authorized agent should knowingly make any false return or false report concerning pro-

duction, mining, or development, or if such one should fail or refuse the proper authority access to the records pertaining to the operations, or if such one or an authorized agent should knowingly fail or refuse to give correct information to the proper authority, or knowingly fail or refuse to furnish the Land Office all correct reports required by this law, the rights acquired under the location or claim shall be subject to forfeiture by the Commissioner, and he shall forfeit the same when sufficiently informed of the facts which authorize the forfeiture, and the minerals covered by such location and claim shall be subject to sale in the manner provided for the sale of minerals under the present laws. Such forfeiture may be set aside and all rights theretofore existing may be reinstated at any time before the rights of another intervene, upon satisfactory evidence of future compliance with the provisions of this law."

Sec. 3. Laws providing for payment of rental on mineral claims during the month of January, 1934, are suspended for a period of one year from the effective date of this Act, as provided in Section 1 hereof, but upon the expiration of said one-year term, the suspension shall be of no further force and effect, and all rental payments upon such mineral claims shall be thereafter paid as provided by law without further extension of payment.

Sec. 4. The fact that an extraordinary financial emergency and depression exists within the State and elsewhere, and that many citizens are about to lose their mining claims, on which they have paid rentals for several years and done valuable and expensive assessment work, due to their inability at this time to pay their rentals, and by reason thereof imminent danger exists whereby citizens may be subject to distressing losses and lose the accumulation of a lifetime, and the fact that great and irreparable wrong and injury will be done by the State against its own citizens, unless immediate relief as aforesaid hereby be granted, create an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be suspended, and the

same is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted.

Respectfully submitted,

SMALL,  
DUGGAN,  
WOODWARD,  
REDDITT,  
COUSINS,

On the part of the Senate;

TOWNSEND,  
HANKAMER,  
CALVERT,  
HUGHES,  
JONES of Atascosa,

On the part of the House.

On motion of Mr. Hankamer, the report was adopted by the following vote:

Yeas—110

Adamson.	Hodges.
Aikin.	Holekamp.
Alexander.	Hoskins.
Alsup.	Huddleston.
Anderson.	Hughes.
Atchison.	Hunter.
Barrett.	Hyder.
Beck.	James.
Bergman.	Johnson
Bourne.	of Anderson.
Bradley.	Jones of Atascosa.
Burns.	Jones of Runnels.
Camp.	Jones of Shelby.
Canon.	Kayton.
Cathey.	Kyle of Hays.
Celaya.	Kyle of Palo Pinto.
Clayton.	Latham.
Colson.	Lemens.
Coombes.	Leonard.
Cowley.	Lindsey.
Crossley.	Long.
Daniel.	Lotief.
Davidson.	Mackay.
Dean.	Magee.
Dunlap.	Mathis.
Duvall.	McCullough.
Dwyer.	McDougald.
Engelhard.	McKee.
Fain.	Merritt.
Ford.	Metcalf.
Fuchs.	Mitcham.
Glass.	Moffett.
Golson.	Moore.
Good.	Munson.
Graves.	Palmer.
Greathouse.	Parkhouse.
Griffith.	Pavlica.
Hankamer.	Pope.
Harris.	Purvey.
Hartzog.	Ramsey.
Head.	Ratliff.
Hicks.	Ray.
Hill.	Reed of Bowie.

Reed of Dallas.	Stinson.
Renfro.	Stovall.
Riddle.	Stubbeman.
Roark.	Tarwater.
Roberts.	Thomas.
Rogers.	Tillery.
of Ochiltree.	Townsend.
Rollins.	Turlington.
Scott.	Van Zandt.
Shannon.	Wagstaff.
Shults.	Walker.
Smith.	Wood.
Stanfield.	Young.

Nays—2

Rogers of Hunt. Vaughan.

Absent

Baker.	Laird.
Barron.	McGregor.
Butler.	Morrison.
Calvert.	Morse.
Caven.	Nicholson.
Chastain.	Patterson.
Devall.	Reader.
Goodman.	Russell.
Harman.	Savage.
Harrison.	Scarborough.
Hester.	Steward.
Holland.	Tennyson.
Jackson.	Wells.
Jefferson.	Winningham.

Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the conference report on Senate Bill No. 22 by the following vote: Yeas, 25; nays, 2.

The Senate has adopted conference report on House Bill No. 14 by the following vote: Yeas, 21; nays, 4.

H. C. R. No. 27, Designating the year ending March 2, 1936, as Texas Tree Centennial Celebration.

H. C. R. No. 49, Authorizing Enrolling Clerk of the House to amend the caption of House Bill No. 66 by adding "Kent" to the list of counties.

H. C. R. No. 34, Suspension of Joint Rule No. 11, until final disposition of Senate Bill No. 78.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 3

Mr. Pope submitted the following conference committee report on Senate bill No. 3:

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate on Senate Bill No. 3, beg leave to submit the following report:

We have had Senate Bill No. 3 under consideration, and recommend the adoption of the attached bill, as rewritten by your conference committee:

"S. B. No. 3,

#### A BILL

#### To Be Entitled

An Act temporarily enlarging the powers of the district courts of this State to grant continuances and stays of execution in suits to foreclose liens upon real property, and to grant restraining orders and temporary injunctions restraining sales of real estate under deeds of trust and other contracts and sales under executions and orders of sale; specifying the necessary allegations for motions for continuance, application for stay orders, and petitions for injunction, and prescribing the contents of orders granting such continuances, stay orders and injunctions; providing for payment of rent on real property involved; prescribing the duration of stay orders, continuances and injunctions and for the renewal thereof and the dissolution thereof; prescribing that such motions and petitions for such relief shall be addressed to the sound discretion of the trial court, and that the refusal of such relief shall be reviewable on appeal; providing for the ap-

pointment of receivers, for the entry of judgments by agreement, suspending statutes of limitation as to real property for which relief under this Act is involved; making the several provisions of the Act separate and distinct; extending the Act to guarantors, sureties, and indorsers where payment of debt is postponed for party primarily liable; repealing all laws in conflict, and declaring an emergency."

#### Preamble

Whereas, The severe financial and economic depression existing for several years, past, has resulted in extremely low prices for the products of the farms, ranches, and factories, and a great amount of unemployment, and almost complete lack of credit for farmers, business men and property owners, and a general and extreme stagnation of business, agriculture, and industry; and

Whereas, Many owners of real property, by reason of such conditions, are unable, and it is believed, will be for some time unable to meet all demands as they may become due for taxes, interest and principal of mortgages on their properties and are, therefore, threatened with loss of such properties through mortgage foreclosure and judicial sales thereof; and

Whereas, Many such properties have been and are being bid in at forced sales for prices much below what is believed to be their real values, and often for much less than the amount of indebtedness constituting a lien upon the same, thus entailing deficiency judgments against the makers of such indebtedness and liens; and

Whereas, It is believed, and the Legislature of the State of Texas hereby declares its belief, that the conditions existing as hereinbefore set forth have created an emergency of such nature that justifies and validates legislation for the temporary creation of a period of redemption of property by the owners thereof after the same has been sold at forced sale, and for the postponement of forced sales of real estate, and other relief of like character; and

Whereas, The sovereign State of Texas possesses the right, under its police power, to declare a state of emergency to exist; and

Whereas, The inherent and fundamental purpose of our Government is

to safeguard the people and to promote the general welfare of the people; and

Whereas, Under existing conditions sales under deeds of trust would prevent fair, open, and competitive bidding at the time of such sale, in the manner now contemplated by law; and

Whereas, It is believed, and the Legislature of Texas hereby declares its belief, that the conditions existing as hereinabove set forth, have created an emergency of such a nature that justifies and validates changes in legislation providing for the temporary manner, method, terms, and conditions upon which forced sales under deeds of trust may be had or postponed, and jurisdiction to administer equitable relief in connection therewith may be conferred upon the district courts of Texas:

Be it enacted by the Legislature of the State of Texas:

Section 1. From the effective date of this Act until February 1, 1935, the judges of the several district courts having civil jurisdiction in this State, in addition to the powers heretofore exercised, are hereby authorized to grant continuances and stays of execution in all suits instituted for the purpose of foreclosing liens upon real property, and to grant writs of injunction restraining the sale of real property under powers created by deeds of trust or other contracts, and to restrain sales under executions and orders of sale issued out of any court in this State, when it shall be made to appear, by verified motion or petition or from evidence adduced upon a trial on the merits or on ex parte or preliminary hearing, as follows:

(a) That the defendant or the relator, justly obligated to pay a substantial portion of the indebtedness, but is financially unable to pay the same or any part thereof.

(b) That a sale of the incumbered property under deed of trust or under process of the court or a sale of the property seized under execution would result in an unfair, unjust, and inequitable financial loss to the defendant or relator; and would not be unfair, unjust, and inequitable to the creditor, taking into consideration the financial conditions of all parties.

(c) That the value of the property involved is substantially in excess of the amount of the debt demanded.

(d) That the property will prob-

ably sell for substantially less than its value if a sale under deed of trust, order of sale, or execution is held in due course.

(e) That the defendant or relator will not permit the property to be abused, ill-treated, or mismanaged, and that such property will be managed, controlled, and cared for properly during the pendency of the suit.

(f) That there is a reasonable expectation that the indebtedness will be materially reduced or that a substantial amount thereof will be refinanced within a reasonable time.

(g) That the defendant or relator will, upon the order of the court, pay into court for application by the clerk upon the indebtedness a sum of money equal to the reasonable value of the income on said property, or, if the property has no income, then the reasonable rental value of the property involved in such suit or sale, or a reasonable part of such income or rental value, as determined by the court.

(h) That neither the indebtedness demanded nor the lien securing same has been renewed or created since May 1, 1933.

(i) That the lien sought to be foreclosed was not created to secure, in whole or in part, any indebtedness for money or property procured by misrepresentation, fraud, defalcation or embezzlement.

Sec. 2. When answer is due in a cause of action instituted to foreclose a lien on real property, the defendant may file a verified motion for continuance, embracing allegations covering the details contained in Section 1 of this Act, and the court shall then order the cause continued for such time as may be deemed sufficient to secure such equitable relief but not beyond February 1, 1935.

Sec. 3. When there is a threatened foreclosure of a deed of trust lien that was outstanding prior to May 1, 1933, and that has not been renewed or extended since that time, or when a sale of real property under execution or order of sale is threatened the judge of the district court of the county in which the land or a part thereof is situated, or the judge of the court from which the execution or order of sale is issued, upon presentation of a verified petition embracing allegations covering the conditions contained in Section 1 hereof, may in his discretion issue an

order temporarily restraining the sale under deed of trust, order of sale or execution. In such case the judge shall set for a hearing on the petition within ten (10) days from the date of the restraining order and shall cause notice to be given to the parties against whom complaint is made in the manner now provided by law, and upon such hearing, if the allegations in the petition are found to be true, the judge may, in his discretion, grant a temporary injunction restraining the sale for a reasonable time, not beyond February 1, 1935. Provided, however, that no such injunction or restraining order shall be granted where the property involved is delinquent in the payment of taxes accruing to any subdivision of government for more than two taxpaying years at the time that the petition is presented or at the time the judgment of foreclosure was rendered. Provided further that in event the petitioner shows to the satisfaction of the court that there exists a substantial equity in the property over and above the amount of the indebtedness, interest, and accrued taxes, he shall be entitled to enjoy the benefits of this Act, and the judge may grant such temporary injunction, regardless of the fact that there may be more than two years taxes delinquent on the property, the sale of which is sought to be restrained.

Upon such hearing, the court shall determine the reasonable rental value of said property and shall direct and require such mortgagor or debtor to pay all or a reasonable part of such income or rental value into or toward the payment of the indebtedness owing, and the court shall further direct and require such payments to be made at such times and in such manner as shall be fixed and determined by the order of the court as under the circumstances may be deemed equitable and just, and that the court shall direct that such rental payment be applied to the payment of taxes, insurance, interest, and to the mortgage indebtedness in the order named.

The provisions of this Act shall not apply to loans due the Federal Government, or any agency thereof, not to any taxes due the State, county or any political subdivision thereof; provided, however, that the provisions of this Act shall specifically apply to suits involving fore-

closure of liens for levee district taxes.

Sec. 4. Where it is made to appear to the court that the proper protection of the property and the rents and revenues to be derived therefrom can be better served by the appointment of a receiver to take charge of and manage and control the property during the period for which any cause may be continued or the period for which a stay of execution or an injunction shall be effective, the court shall be authorized to appoint some suitable person to act as receiver of such property and to manage and control same under the orders of the court and make such distribution of the rents and revenues as the court may direct.

Sec. 5. At the end of the period for which the temporary injunction, or the continuance, or the stay of execution, as the case may be, was granted and on further similar application, notice and hearing, the court or judge may in his discretion enter a further order for temporary injunction or continuance or stay in like manner and upon the same conditions as contained in Sections 2 and 3 hereof. But in no event shall the operation of the original or the subsequent order extend beyond February 1, 1935.

Sec. 6. Upon the showing that the defendant or the relator has failed to comply with the order of the court for the payment of rent on the property involved, or that the conditions of the relator or defendant have changed to such an extent as to make the grounds upon which any continuance, stay order, or injunction was granted inapplicable, the court shall forthwith enter an order setting aside the continuance or the stay of execution, or the injunction and proceed with the trial of the cause on its merits, or permit the property to be sold, as the case may be.

Sec. 7. The motion for continuance or for stay of execution or the petition for injunction shall be addressed to the sound discretion of the trial court and the action of the court in refusing to grant any such relief as herein authorized shall not be final and shall be assigned as error on appeal.

Sec. 8. No guarantor of an indebtedness, nor indorser, nor surety

for the payment thereof, nor any person primarily liable thereon, the collection of which has been enjoined or postponed by reason of the provisions of this Act, shall be required to pay such indebtedness during the injunction or postponement of the suit, nor shall the obligations of such guarantor, indorser, or surety in any way be impaired or lessened by reason thereof, nor shall the creditor be obligated to pursue any remedy against such guarantor, indorser or surety during the continuance of such injunction and/or postponement of suit.

Sec. 9. The period from February 15, 1934, to February 1, 1935, shall not be included in computing any period of limitation under the laws of this State with reference to liens on real property and the debts secured thereby, provided the provisions of this Act have been invoked by the record owner of such real property.

Sec. 10. Nothing herein shall be held to prevent or limit the right of any court to enter any judgment by agreement of the parties.

Sec. 11. The provisions of this Act are hereby declared to be distinct and separable. If any section, paragraph, sentence or clause hereof shall be found by a court of competent jurisdiction to be invalid the decision of such court shall not affect the validity of any other section, paragraph, sentence or clause.

Sec. 12. All laws and parts of laws in conflict with any of the provisions of this Act are hereby suspended during the effective period of this Act, but not repealed, and this Act shall terminate and be of no further force and effect on and after February 1, 1935.

Sec. 13. The fact that under existing laws forced sales are had under deeds of trust and vendor's liens at which tracts of real estate are sold at prices greatly below their real and equitable value, and the fact that such sales work inequities and undue hardships upon the owners of such real estate, and the further fact that an extraordinary financial emergency and depression exists within this State and elsewhere, and that many citizens are threatened with the foreclosure of liens upon property, and by reason thereof imminent danger exists whereby citizens may be subjected to distressing losses, and the fact that



great and irreparable wrong and injury will be done unless immediate relief as provided herein be granted, create an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be suspended, and the same is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted.

Respectfully submitted,

RAWLINGS,  
POAGE,  
GREER,

On the Part of the Senate.

POPE,  
CHASTAIN,  
CANON,  
ENGELHARD,  
REED of Dallas,

On the Part of the House.

On motion of Mr. Pope, the report was adopted by the following vote:

Yeas—117

Adamson.	Harrison.
Aikin.	Hartzog.
Alexander.	Head.
Alsup.	Hicks.
Anderson.	Hodges.
Barrett.	Holekamp.
Barron.	Holland.
Bergman.	Hoskins.
Bourne.	Huddleston.
Bradley.	Hunter.
Burns.	Hyder.
Butler.	Jackson.
Canon.	James.
Cathey.	Jefferson.
Celaya.	Johnson
Chastain.	of Anderson.
Clayton.	Jones of Atascosa.
Colson.	Jones of Runnels.
Coombes.	Jones of Shelby.
Cowley.	Kayton.
Daniel.	Kyle of Palo Pinto.
Dean.	Laird.
Devall.	Latham.
Dunlap.	Lemens.
Duvall.	Leonard.
Dwyer.	Lindsey.
Engelhard.	Long.
Fain.	Lotief.
Fuchs.	Mackay.
Glass.	Magee.
Golson.	Mathis.
Good.	McCullough.
Goodman.	McGregor.
Greathouse.	Merritt.
Griffith.	Metcalfe.
Hankamer.	Mitcham.
Harman.	Moffett.
Harris.	Morrison.

Palmer.	Shannon.
Parkhouse.	Shults.
Patterson.	Smith.
Pavlica.	Stanfield.
Pope.	Stinson.
Puryear.	Stovall.
Ramsey.	Stubbeman.
Ratliff.	Tarwater.
Ray.	Tennyson.
Reed of Bowie.	Thomas.
Reed of Dallas.	Tillery.
Renfro.	Townsend.
Roark.	Turlington.
Roberts.	Van Zandt.
Rogers of Hunt.	Vaughan.
Rogers	Wagstaff.
of Ochiltree.	Walker.
Rollins.	Wells.
Russell.	Winningham.
Savage.	Wood.
Scarborough.	Young.
Scott.	

Nays—11

Atchison.	Hill.
Camp.	Hughes.
Caven.	Kyle of Hays.
Crossley.	Moore.
Ford.	Munson.
Graves.	

Absent

Baker.	McKee.
Beck.	Morse.
Calvert.	Nicholson.
Davidson.	Reader.
Hester.	Riddle.
McDougald.	Steward.

Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

#### HOUSE BILL NO. 133 WITH SEN- ATE AMENDMENTS

Mr. Moore called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 133, A bill to be entitled "An Act to amend Article 6869, of the Revised Civil Statutes, as amended by the Acts of the Forty-first Legislature, dealing with the appointment, authority, duties, and qualifications of deputy sheriffs, limiting the number of such deputies in any county, and providing for the payment of their compensation, by adding a clause thereto excepting counties of over 355,000 population from the provisions of said Article 6869, as amended as aforesaid, in so far as the same

relates to the number of deputies to be appointed by the sheriff in said counties, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Moore, the House concurred in the Senate amendments by the following vote:

Yeas—112

Adamson.	Jones of Atascosa.
Aikin.	Jones of Runnels.
Alexander.	Jones of Shelby.
Alsup.	Kayton.
Anderson.	Kyle of Palo Pinto.
Atchison.	Latham.
Barrett.	Lemens.
Barron.	Lindsey.
Bergman.	Long.
Bourne.	Lotief.
Bradley.	Mackay.
Burns.	Magee.
Camp.	Mathis.
Canon.	McCullough.
Cathey.	McGregor.
Caven.	Merritt.
Celaya.	Metcalfe.
Chastain.	Mitcham.
Clayton.	Moffett.
Colson.	Moore.
Coombes.	Morrison.
Cowley.	Munson.
Crossley.	Palmer.
Daniel.	Parkhouse.
Dean.	Patterson.
Devall.	Pavlica.
Duvall.	Ramsey.
Dwyer.	Ratliff.
Engelhard.	Ray.
Fain.	Reed of Bowie.
Ford.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Roark.
Good.	Roberts.
Greathouse.	Rogers of Hunt.
Griffith.	Rogers
Harris.	of Ochiltree.
Harrison.	Rollins.
Hartzog.	Russell.
Head.	Savage.
Hicks.	Scarborough.
Hill.	Scott.
Hodges.	Shannon.
Holland.	Shults.
Hoskins.	Smith.
Huddleston.	Stanfield.
Hughes.	Stovall.
Hunter.	Stubbeman.
Hyder.	Tarwater.
Jackson.	Thomas.
James.	Townsend.
Jefferson.	Turlington.
Johnson	Van Zandt.
of Anderson.	Vaughan.

Wagstaff.  
Walker.  
Wells.

Winningham.  
Wood.  
Young.

#### Absent

Baker.	Laird.
Beck.	Leonard.
Butler.	McDougald.
Calvert.	McKee.
Davidson.	Morse.
Dunlap.	Nicholson.
Golson.	Pope.
Goodman.	Purveyer.
Graves.	Reader.
Hankamer.	Riddle.
Harman.	Steward.
Hester.	Stinson.
Holekamp.	Tennyson.
Kyle of Hays.	Tillery.

#### Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

#### HOUSE CONCURRENT RESOLUTION NO. 29 WITH SENATE AMENDMENTS

Mr. Ray called up from the Speaker's table, with Senate amendments, for consideration of the amendments, H. C. R. No. 29, Relative to the report of the committee heretofore appointed to investigate the violation of the Anti-Nepotism Law.

The Speaker laid the resolution before the House, with the Senate amendments.

On motion of Mr. Ray, the House concurred in the Senate amendments.

#### BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 77, "An Act making an appropriation out of any funds remaining to the credit of the mileage, per diem, and contingent expense funds of the Regular Session of the Forty-third Legislature, to pay the contingent expense and to pay the mileage and per diem of Members and the per diem of officers and employes of the Second Called Session of the Forty-third Legislature, and declaring an emergency."

H. B. No. 86, "An Act to amend

Senate Bill No. 111, passed at the Third Called Session of the Thirty-eighth Legislature, as amended by paragraphs 16 and 59 of Article 199, of the Revised Civil Statutes of 1925, which article provides for judicial district of the State; and which paragraph 15 defines the Fifteenth Judicial District, and determines the date and length of term of such district court in Grayson County; and which paragraph 59 defines the Fifty-ninth Judicial District, and determines the date and length of term of such district court in each of the counties of said district, namely, Grayson and Collin Counties; etc."

H. C. R. No. 48, Authorizing the correction of certain error in House Bill No. 86.

#### TO SUSPEND JOINT RULE NO. 11

(By Unanimous Consent)

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 36, Providing for the suspension of Joint Rule No. 11.

Whereas, House Bill No. 163 is before the Senate for second reading; now therefore, be it

Resolved by the Senate, the House concurring, That Rule No. 11 of the Joint Rules of the House and Senate, be, and it is hereby, suspended until the final disposition of House Bill No. 163.

The resolution was read second time, and was adopted.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 119, A bill to be entitled "An Act amending Subdivision f, of Section 6, of Chapter 116, Acts of the Forty-third Legislature, and declaring an emergency." (With amendment.)

H. B. No. 138, A bill to be entitled "An Act repealing all of Section 6-a, of House Bill No. 11, Chapter 214, Acts, Regular Session, Forty-third Legislature, page 637, and declaring an emergency."

H. B. No. 122, A bill to be entitled

"An Act amending Title 26 of the Revised Civil Statutes of Texas, 1925, providing for the creation of trust funds, for maintenance of cemetery lots, and the appointment of trustees and substitute trustees therefor, and for the construction of said trust; defining terms; providing for the organization of cemetery corporations; etc."

H. B. No. 133, A bill to be entitled "An Act to amend Article 6869, of the Revised Civil Statutes, as amended by the Acts of the Forty-first Legislature, dealing with the appointment, authority, duties, and qualifications of deputy sheriffs, limiting the number of such deputies in any county, and providing for the payment of their compensation, by adding a clause thereto excepting counties of over 355,000 population from the provisions of said Article 6869, as amended as aforesaid, in so far as the same relates to the number of deputies to be appointed by the sheriff in said counties, and declaring an emergency." (With amendments.)

S. C. R. No. 36, Suspension of Joint Rule No. 11 until final disposition of House Bill No. 163.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### RECESS

On motion of Mr. Aikin, the House, at 5:40 o'clock p. m., took recess to 7:30 o'clock p. m., today.

#### NIGHT SESSION

The House met at 7:30 o'clock p. m., and was called to order by Speaker Stevenson.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 13

Mrs. Hughes submitted the following conference committee report on House Bill No. 13:

Committee Room,

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate

on House Bill No. 13, beg leave to submit the following report:

We have had House Bill No. 13 under consideration, and recommend the adoption of the attached bill as rewritten by your conference committee.

"H. B. No. 13,

### A BILL

#### To Be Entitled

An Act providing for the canceling of unsold Texas Relief Bonds; declaring Texas Relief Bonds, First Series, already sold, valid and binding obligations of the State; providing for the issuance of State Relief Bonds, to be designated as Texas Relief Bonds, Second Series, in the sum of seven million seven hundred fifty thousand dollars (\$7,750,000), under Section 51-a, Article 3, of the Constitution of the State of Texas; providing for the sources of revenue from which said bonds shall be paid and their denominations, date, maturities, interest rate, and date of payment of interest, place of payment, exempting same from taxation; providing that Texas Relief Bonds, First and Second Series, shall be eligible to secure deposits of the State of Texas, counties, cities or political subdivisions thereof and public corporations thereof; providing for their approval by the Attorney General, signing by the Governor, attesting by the Secretary of State, and registering by the Comptroller and Treasurer; providing for the procedure for the sale of the bonds, and the disposition of the proceeds thereof; prohibiting borrowing in anticipation of future issuance of bonds; providing any officer or member of any board or commission of the State of Texas participating in any loan or advance shall be guilty of high misdemeanor; providing a method of retirement of Texas Relief Bonds, First Series, and the interest thereon, and making an appropriation therefor, providing for the method of retirement of Texas Relief Bonds, Second Series, and the interest thereon, and making an appropriation therefor; directing payment thereof; providing for the destruction of issued and unsold bonds and of redeemed bonds; providing for the transfer of any unused moneys derived from the sale of said bonds

to the Texas Relief Bond Sinking Fund, Second Series; authorizing filing of suit in case of default in payment; providing for the appropriation of the proceeds from the sale of said bonds to the Texas Relief Commission; providing that funds derived from the sale of said bonds and other moneys otherwise provided by this Act be administered by the same agencies and in the same manner and for the same purposes as provided in Chapter 37, Acts of the First Called Session of the Forty-third Legislature, specifying the manner said money shall be expended; providing for certain appropriations out of the General Fund; providing for the method of calling the Texas Relief Commission; providing members of said Commission shall serve without compensation, except for certain transportation and per diem expenses; prohibiting members of the Commission and county relief boards and employes of both, from becoming candidates; providing for employing an executive secretary; providing for rules and regulations for handling certain funds for county or municipal projects; providing for the expenditure of certain sums for hospital services; providing for the expenditure of certain funds for tuberculosis patients; providing for rules for competitive bids; providing for rules that none of the funds shall be paid to relatives of certain State officials; providing for penalties for misappropriation of funds, and/or for making false statements or misrepresentations in order to secure money for relief; providing that if any section, clause or sentence is held unconstitutional, such holding shall not affect the remaining portion of the Act; and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. The Legislature of the State of Texas hereby cancels any unsold Texas Relief Bonds, First Series, issued under the authority of Chapter 37, Acts First Called Session, Forty-third Legislature; but bonds

No. 1 to No. 250, incl.  
No. 501 to No. 762, incl.  
No. 1026 to No. 1300, incl.  
No. 1576 to No. 1863, incl.  
No. 2151 to No. 2450, incl.  
No. 2751 to No. 3062, incl.

No. 3376 to No. 3700, incl.  
No. 4026 to No. 4375, incl.  
No. 4726 to No. 5113, incl.,

of this series having been sold and delivered, are not canceled, but are declared to be valid and binding obligations of the State.

Sec. 2. In conformity with the provisions of Section 51-a, Article III, of the Constitution of the State of Texas, the Legislature of the State of Texas hereby issues seven million seven hundred fifty thousand dollars (\$7,750,000) of bonds.

A. Such bonds are issued on the faith and credit of the State of Texas, but the redemption of any such bonds or the payment of interest thereon shall be made from sources other than a tax on real property, and the indebtedness as evidenced by such bonds shall never become a charge against or lien upon any property, real or personal, within this State. The bonds shall be known and designated as "Texas Relief Bonds, Second Series."

B. Such bonds shall be numbered consecutively, beginning with No. 1, and shall be in denominations of fifty dollars (\$50) and one hundred dollars (\$100) each and such multiples of one hundred dollars as may be determined by the Texas Bond Commission, aggregating, however, the sum of seven million, seven hundred and fifty thousand dollars (\$7,750,000).

C. They shall be dated March 1, 1934, and the principal of said bonds shall mature as follows:

\$ 800,000 on March 1, 1936,  
850,000 on March 1, 1937,  
900,000 on March 1, 1938,  
950,000 on March 1, 1939,  
1,000,000 on March 1, 1940,  
1,050,000 on March 1, 1941,  
1,075,000 on March 1, 1942,  
1,125,000 on March 1, 1943.

D. They shall bear interest at the rate of four and a half per cent (4½%) per annum, payable semi-annually, on March first and September first of each year, the first interest being due and payable on September 1, 1934.

E. The principal and interest shall be payable on the maturity date thereof in lawful money of the United States, upon presentation and surrender of bonds or proper coupons at the office of the Treasurer of the State of Texas, at Austin, Texas.

F. They shall be exempt from tax-

ation by the State, or by any county, municipal, or quasi-municipal corporation, or any political subdivision in or of the State or of any county.

G. Said bonds shall be eligible to secure the deposit of any and all public funds of the State of Texas, including funds of every character which can be deposited by the State of Texas, and shall be eligible to secure the deposit of any and all public funds of all counties, cities, or political subdivisions thereof and of public corporations of every character within the State of Texas; and said bonds shall be lawful and sufficient security for said deposits to the extent of 100 per cent of the face amount of said relief bonds when accompanied by all unmatured coupons appurtenant thereto. This provision shall take precedence over all laws and parts of laws in conflict herewith, and all laws and parts of laws in conflict with this provision are hereby repealed to the extent of such conflict. The provisions of this subsection shall also apply to all bonds issued and sold under Chapter 37, Acts of the First Called Session of the Forty-third Legislature.

H. Said bonds shall be approved as to form by the Attorney General of the State of Texas, and after such approval each of said bonds shall be signed by the Governor, attested by the Secretary of State, under the seal of the State of Texas, and registered by the State Comptroller of Public Accounts, and the lithographing of the fac-simile signature of such officers on the coupons shall be sufficient for such purpose.

I. Said bonds shall have interest coupons attached to them, and the form, printing and/or engraving of said bonds shall be provided for by the Commission, and after being printed, and/or engraved, signed, attested, and registered by the proper officials, the bonds shall be immediately deposited with the State Treasurer of Texas for registration and for safe-keeping. It shall be the duty of said officer to keep a record of said bonds so deposited with him in a special book procured and kept for that purpose. Said bonds shall be subject to registration in the name of the holder as to principal, on books kept for that purpose in the office of the Comptroller of Public Accounts, as evidenced by the endorsement upon the back thereof, and after such registration the principal thereof shall be payable only to the registered

owner, his legal representatives or assigns. After being registered such bonds may again be made payable to bearer by endorsement thereon, and such bonds shall continue subject to registration and to payment to bearer at the option of the holder. The coupons attached to said bonds shall be and continue payable to bearer.

Sec. 3. The Texas Relief Bonds, herein issued, shall be sold by the Texas Bond Commission, heretofore created by Chapter 37, Acts First Called Session of the Forty-third Legislature, in the following manner:

The Texas Relief Commission, as created by said Chapter 37, Acts First Called Session of the Forty-third Legislature, shall make application to the Texas Bond Commission for the sale of such part of said seven million seven hundred fifty thousand dollars (\$7,750,000) of bonds as, in its judgment, is needed to procure State money necessary for the relief of the unemployed and needy, and upon the filing of said application, said Texas Bond Commission shall sell the amount of bonds so requested by the Texas Relief Commission. Upon further application of the Texas Relief Commission, said Texas Bond Commission is hereby directed to sell additional bonds in the amount as applied for. Upon the sale by the Texas Bond Commission of any part of the seven million seven hundred fifty thousand dollars (\$7,750,000) of Texas Relief Bonds, as herein provided for, the said Bond Commission shall, by order, provide that said installment of bonds shall mature over a period of eight years, beginning with March 1, 1936, and shall mature approximately in the same proportions as set out in subsection "C" of Section 2, hereof. The order of the Bond Commission designating the maturities, shall be entered upon the minutes of the Commission. In no event shall the total amount of the bonds sold under authority of this Act, exceed a total face value of seven million seven hundred fifty thousand dollars (\$7,750,000). No bonds, as provided for hereunder, shall be sold from and after the fifteenth day of September, A. D. 1935. It is further provided that no officer, or officers, board, commission, or any person whatever, shall borrow from any government, or from any source, or permit advances of any amount whatsoever, for any of the purposes stated

in Section 51-a, Article III, of the Constitution, in anticipation of the future issuance of bonds, and any such loan or advance shall be void, and shall create no obligation against the State of Texas, and any officer of the State of Texas, or any officer or member of any board or commission of the State of Texas participating in such attempted loan or advance shall be guilty of high crimes and misdemeanors.

Sec. 4. The bonds authorized to be sold by this Act shall be sold by the Texas Bond Commission at a time and place to be designated by the Bond Commission, and, after advertisement, published in three (3) newspapers of general public circulation, in the State of Texas, which publication shall be made once at least one week prior to the day said bonds are offered for sale, the advertisements specifying date, amount, and maturities of the bonds, the rate of interest, and such other provisions as the said Commission may deem proper. Said Commission may in its discretion publish a similar advertisement in one newspaper of general circulation outside the State of Texas. Offers for said bonds shall be made upon sealed bids filed with the secretary of said Bond Commission and accompanied by such earnest payment as the Bond Commission may direct; the said Bond Commission shall reserve the right to reject all bids, but in the event a bid is accepted, the State Treasurer, on order of the Texas Bond Commission, is directed to deliver said bonds to the purchasers when he shall have received, for the credit of the State of Texas, current funds of the United States to the extent of the highest bid made for said bonds, which shall in no event be less than par and accrued interest. In the event bids are not received for the purchase of all or any part of said offer of bonds or in the event the Bond Commission rejects all bids for any or all of said offer of bonds, said Commission may readvertise said bonds as above provided, or may, in its discretion proceed to sell at private sale all or any part of same to the Reconstruction Finance Corporation, or to any other governmental agency or to any person, firm or corporation, for cash, and in such manner as provided by the Bond Commission; provided, however, that none of said bonds shall be sold for a price

less than the par value thereof and accrued interest thereon. No commission, directly or indirectly, shall be allowed upon the sale of said bonds or any of them.

The funds other than accrued interest and/or premiums received from the sale of said bonds shall be credited by the State Treasurer to the "Relief Bond Fund." Any amounts received as accrued interest and/or premiums from the sale of said bonds shall be placed to the credit of a fund designated as "The Texas Relief Bond Sinking Fund, Second Series." Both of said funds shall be deposited in accordance with the depository laws of the State of Texas for the deposit of other State funds.

Sec. 5. Texas Relief Bonds, First and Second Series, shall be redeemed and retired in the following manner:

In obedience to Section 51-a, of Article III, of the Constitution, which places upon the Legislature the duty to make such appropriations as are necessary to pay the interest and principal of such bonds as the same becomes due, there is hereby appropriated out of the General Revenue Fund of the State of Texas and/or from funds which would accrue to the General Revenue Fund of the State of Texas, accruing from sources other than a tax on real property, for each and every year that any Texas Relief Bonds, First Series, are outstanding, a sum sufficient to pay the principal and interest on such bonds as the same accrues or becomes due. From and after the effective date of this Act and until all Texas Relief Bonds, First Series, have been retired, the Treasurer of the State of Texas, as he receives any and all moneys (from sources other than taxes on real property) for the use and benefit of, and which under the present law would go to the General Revenue Fund of the State, shall first, before such moneys go into the General Revenue Fund, annually set up out of such moneys a special and separate fund in anticipation of and sufficient to meet all interest and maturity requirements on said bonds for the fiscal year next succeeding, which said fund shall be deposited to the credit of "Texas Relief Bonds Sinking Fund, First Series." Said "Texas Relief Bonds Sinking Fund, First Series," shall be kept by said

State Treasurer as a separate fund out of which the interest on said Texas Relief Bonds, First Series, shall be paid, and out of which said bonds shall be redeemed and retired as they become due, and the same is hereby appropriated for each and every year while such bonds or any of them are outstanding, for the purpose of paying the interest and principal of said bonds as the same accrues or becomes due, it being the intention of the Legislature and the Legislature hereby does set apart, preserve and appropriate an adequate fund to pay off and discharge the principal and interest of said bonds as and when the same becomes due and payable.

In obedience to Section 51-a, of Article III, of the Constitution, which places upon the Legislature the duty to make such appropriations as are necessary to pay the interest and principal of such bonds as the same becomes due, there is hereby appropriated out of the General Revenue Fund of the State of Texas, and/or from funds which would accrue to the General Revenue of the State of Texas, accruing from sources other than a tax on real property, for each and every year that any Texas Relief Bonds, Second Series, are outstanding, a sum sufficient to pay the principal and interest on such bonds as the same accrues or becomes due. From and after the effective date of this Act and until all Texas Relief Bonds, Second Series, have been retired, the Treasurer of the State of Texas, as he receives any and all moneys (from sources other than taxes on real property) for the use and benefit of, and which under the present law would go to the General Revenue Fund of the State shall first, before such moneys go into the General Revenue Fund, annually set up out of such moneys a special and separate fund in anticipation of, and sufficient, to meet all interest and maturity requirements on said bonds for the fiscal year next succeeding, which said fund shall be deposited to the credit of "Texas Relief Bonds Sinking Fund, Second Series." Said Texas Relief Bonds Sinking Fund, Second Series, shall be kept by said State Treasurer as a separate fund out of which the interest on said Texas Relief Bonds, Second Series, shall be paid, and out of which said bonds shall be redeemed and retired

as they become due, and the same is hereby appropriated for each and every year while such bonds or any of them are outstanding, for the purpose of paying the interest and principal of said bonds as the same accrues or becomes due; it being the intention of the Legislature, and the Legislature hereby does set apart, preserve and appropriate an adequate fund to pay off and discharge the principal and interest of said bonds as and when the same becomes due and payable.

Sec. 6. The State Treasurer is hereby directed to pay the interest and principal of said Texas Relief Bonds, First and Second Series, as and when the same become due from the respective funds set aside for that purpose.

Sec. 7. If, on the twenty-sixth of August, A. D. 1935, all of the bonds which have been issued herein have not been sold, it shall be the duty of the State Treasurer, in the presence of the other two members of the Commission, to destroy by burning any unsold bonds and any interest coupons appended thereto. After said bonds shall have been destroyed by burning as above provided, it shall be the duty of said members of said Commission to make a certificate in writing to the effect that said bonds were destroyed in accordance with the provisions of this law, giving the date on which said bonds were destroyed by the State Treasurer, and file said certificate in the office of the Secretary of State of the State of Texas. As the bonds mature and are paid they shall be forthwith destroyed and report thereof filed in like manner. The bonds canceled in Section 1 of this Act shall be forthwith burned by the State Treasurer and report thereof filed in the manner hereinabove provided.

Sec. 8. If at the time the Texas Relief Commission has ceased to function as a body there shall remain with the State Treasurer any sums of money which have been derived from the sale of any of said bonds, it shall be the duty of said State Treasurer to transfer said money out of said special account to the "Texas Relief Bond Sinking Fund, Second Series."

Sec. 9. Any owner or holder of any of the bonds herein issued, or

any owner or holder of any of the bonds heretofore issued by the Legislature shall, in the event of default in the payment of said bonds, or of any interest payment thereon, have the right to institute a suit, or suits, in any court of competent jurisdiction in Travis County, Texas, for the purpose of enforcing the payment thereof. Service of process on the Attorney General shall be sufficient in any such suit against the State.

Sec. 10. The proceeds of the sale of any and all bonds sold under the provisions of this Act are hereby appropriated to the Texas Relief Commission for the biennium, ending August 31, 1935, for the purposes and subject to the restrictions as set forth in this Act.

Sec. 11. The funds derived from the sale of the bonds herein issued shall, except as herein otherwise specifically provided, be administered by the same agencies, in the same manner and for the same purposes as provided for in Chapter 37, Acts of the First Called Session of the Forty-third Legislature.

Sec. 12. The funds belonging to the "Relief Bond Fund" shall be disbursed by warrants drawn by the Comptroller of Public Accounts on said fund in the payment of allocations made and approved by the Texas Relief Commission, which approval shall be reflected by the minutes of the Texas Relief Commission, signed by its chairman, and attested by its secretary, and filed with the Comptroller of Public Accounts. In case of emergency the Commission may authorize the disbursement of funds by the director under such rules and regulations as may be promulgated by the Commission and as may be evidenced by the minutes of said Commission; provided, that such warrants shall be issued by the Comptroller of Public Accounts against vouchers signed by the Director, or by someone authorized by him in writing; and countersigned by the secretary of the Texas Relief Commission, or by someone authorized by him in writing, in amounts not exceeding in the aggregate the amount allocated by the Texas Relief Commission to any payee, as evidenced by its minutes, signed, attested, and filed, as hereinbefore provided.



Sec. 13. Out of the fund herein appropriated there shall be paid the expense for printing, lithographing and/or engraving the bonds, and the signing of same as well as all expenses incident to the sale thereof and the purchase of the books and supplies incident to keeping the records therefor.

There is hereby appropriated out of the General Revenue the sum of one thousand two hundred dollars (\$1,200) for the year ending August 31, 1934, and two thousand four hundred dollars (\$2,400), or as much thereof as is necessary for the year ending August 31, 1935, for salary of one record clerk in the office of State Comptroller.

There is also hereby appropriated, out of the General Revenue Fund of the State of Texas, the sum of five thousand dollars (\$5,000) for the year ending August 31, 1934, and ten thousand dollars (\$10,000), or as much thereof as is necessary for the year ending August 31, 1935, for the State Auditor's Department for the purpose of auditing the expenditure of the Texas Relief Commission and furnishing each Member of the Legislature and the press a quarterly statement of such expenditures.

Sec. 14. The Texas Relief Commission shall meet on the call of the chairman, vice-chairman or a majority of the members thereof, and the members of the Texas Relief Commission shall serve without compensation; provided, that after the effective date of this Act, the members of said Commission shall be allowed and paid all necessary transportation expenses and the flat sum of ten dollars (\$10) per day as expenses while away from home in the discharge of their duties.

Members of the Texas Relief Commission and county relief boards and employes of said Commission and boards are hereby prohibited from becoming candidates for public office, and if any such person becomes a candidate he shall forthwith resign or be subject to removal.

The Texas Relief Commission is hereby authorized to employ an executive secretary and to fix the compensation of said secretary.

Sec. 15. The county relief boards acting with the commissioners courts of the county or with the governing body of any municipal or quasi-

municipal corporation or other political subdivision of the county, are authorized to formulate plans and specifications for the construction of such lateral roads and other work projects as may be needed in said county, provided the construction of same will be feasible and practicable from the standpoint of utilizing labor by employed persons in said county. All projects for which relief bonds are to be expended shall be submitted to and approved by the Texas Relief Commission. The application to the Commission shall contain such data as is necessary to show the details of the project undertaken and shall be accompanied by plans and specifications showing the way and manner in which the work is to be performed. Before any application is approved, it shall be made to appear to the State Relief Commission that the following essential facts exist, to wit:

1. That the project presents a practical opportunity to provide work for unemployed people of the county or subdivision making the application; and at least ninety per cent (90%) of the funds for such project will be used for labor.

2. That the project can be constructed with local unemployed labor eligible for employment on relief projects.

3. That the project will not require the expenditure of an inequitable portion of the relief funds when compared with the needs of the whole State and the amount of money available for relief and work relief purposes.

4. That the project could not be accomplished as a public work project on account of the demonstrated inability of the county, municipality, or other political subdivision concerned, to finance its part of the project under the requirements of the Public Works Administration.

If a county, municipal, or quasi-municipal corporation, or other political subdivision of the county is allotted funds to be used for the construction, repair, or maintenance of lateral roads or any other public project then and in such event, said commissioners court or the governing body of such municipality, quasi-municipality, or other political subdivision of the county shall have the direct supervision and control of the expenditure of such funds, allotted to it, subject, however, to such rules and

regulations as may be prescribed by the State Relief Commission, and in the expenditure of such funds, the commissioners court or other governing body may act free from the county board in all matters except as to the employment of labor which shall be supplied by the county board. At least ninety per cent (90%) of the State funds granted by this section shall be used for the purpose of paying for labor of unemployed persons eligible for relief work. And an amount not to exceed ten per cent (10%) of the funds granted by this section for each project shall be available for the purpose of procuring materials, tools, equipment, and supplies, provided, however, that nothing herein shall be construed as prohibiting the use of any funds received from the United States Public Works Administration for the furnishing of materials, tools, equipment, supplies, and/or for other purposes.

Sec. 16. The Texas Relief Commission is hereby authorized to use not more than two and one-half per cent (2½%), or so much thereof as may be necessary, of the proceeds of the Texas Relief Bonds, Second Series, for the payment of hospital services. Provided, however, that the amount authorized to be expended for such purposes shall not exceed two dollars and fifty cents (\$2.50) per day per patient. Such hospitalization shall be authorized only in emergency cases where special care is essential to the preservation of life and health, and same cannot be otherwise adequately administered.

Sec. 17. The Texas Relief Commission is hereby authorized to use not to exceed three per cent (3%), or so much thereof as may be necessary, of the proceeds of the Texas Relief Bonds, Second Series, for the hospitalization of indigent tubercular patients in recognized established tuberculosis sanatoria (other than in the State Tuberculosis Sanatorium) within this State; provided that the applications and requirements for admission and treatment to such sanatoria shall conform to the rules and regulations at present established by law for admission to the State Sanatorium, save, and except, that the prohibition against negro patients shall not apply to this Act; and the superintendent of the State Tuberculosis Sanatorium, subject to the approval of the State Board of Control, is au-

thorized, empowered and directed to select and designate such sanatoria for the treatment of such patients, and to enter into contracts with such sanatoria for the care of such patients; provided further, the amount authorized to be expended for services, including board, laundry, room, medicines, and medical attention, shall not exceed the sum of three dollars (\$3) per day per patient. Provided further, that of the funds herein allocated there is appropriated the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, to be expended under the direction of the superintendent for an assistant or assistants and clerical help, and to pay office and traveling expenses necessary for the purpose of carrying this Act into effect.

Sec. 18. The Relief Commission is hereby directed to promulgate rules and regulations for the purchase of supplies for relief and requirement for bids on same.

Sec. 19. None of the funds herein appropriated nor any of the funds arising from the sale of the bonds shall be used to pay the salary of any employe of the Texas Relief Commission who is related by blood or marriage within the second degree to the head of any department of the State Government, or to any Member of the Legislature, or to any member of the Texas Relief Commission, and no person so related shall be employed by the Texas Relief Commission.

Sec. 20. Any person or persons, charged with the duty or responsibility of administering, disbursing, auditing, or otherwise handling the relief funds provided for in this Act, and who shall knowingly misappropriate any such relief funds, or who shall knowingly make a false report concerning same, or who shall unlawfully distribute or expend any of the funds provided for in this Act, shall be deemed guilty of a felony, and shall, upon conviction thereof, be confined in the State Penitentiary for a term of not less than one year nor more than five years.

Sec. 21. Any person or persons, who shall knowingly make any false statement or misrepresentation in order to procure any sum or sums of money or other relief provided for by law, shall be deemed guilty of a misdemeanor, and shall, upon conviction,

be punished by a fine of not less than ten dollars (\$10) nor more than fifty dollars (\$50), or be confined in the county jail for a period of not exceeding three (3) months, or by both such fine and jail sentence.

Sec. 22. If any section, clause or sentence in this Act should ever be held to be unconstitutional, such holding shall not affect the remaining portions of this Act.

Sec. 23. The fact that there are now in Texas thousands of citizens of this State who are unemployed and in destitute circumstances, and the fact that no adequate means have been provided by the State of Texas for their relief, and the fact that the people of the State of Texas have recently voted in favor of authorizing the Legislature to issue certain bonds for the relief of the destitute and necessitous people of Texas, create an emergency, and an imperative public necessity, demanding the suspension of the constitutional rule requiring bills to be read on three separate days in each House, and the said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

WOODRUFF,  
RAWLINGS,  
SANDERFORD,  
REGAN,  
HOLBROOK,

On the Part of the Senate.

LONG  
(With reservations),  
DUVALL,  
HUGHES,  
JONES of Atascosa,  
MCGREGOR,

On the Part of the House.

Mrs. Hughes moved that the report be adopted.

Mr. Kyle of Hays moved that the report be not adopted, and that a new committee be requested to adjust the differences.

Mr. Mathis moved to table the motion by Mr. Kyle of Hays.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—93

Adamson. Alsup.  
Alexander. Barrett.

Bradley.  
Burns.  
Butler.  
Calvert.  
Cathey.  
Celaya.  
Chastain.  
Colson.  
Cowley.  
Crossley.  
Dean.  
Dwyer.  
Engelhard.  
Fain.  
Fuchs.  
Glass.  
Golson.  
Goodman.  
Greathouse.  
Griffith.  
Hankamer.  
Harris.  
Hartzog.  
Head.  
Hicks.  
Hill.  
Holekamp.  
Holland.  
Hoskins.  
Huddleston.  
Hughes.  
Hyder.  
Jackson.  
James.  
Johnson  
of Anderson.  
Jones of Atascosa.  
Jones of Runnels.  
Jones of Shelby.  
Kyle of Palo Pinto.  
Laird.  
Latham.  
Leonard.  
Lindsey.  
Long.  
Lotief.

Mackay.  
Magee.  
Mathis.  
McCullough.  
McGregor.  
McKee.  
Merritt.  
Metcalf.  
Moffett.  
Moore.  
Morrison.  
Palmer.  
Parkhouse.  
Patterson.  
Pavlica.  
Pope.  
Purvey.  
Ratliff.  
Ray.  
Reader.  
Reed of Dallas.  
Roark.  
Roberts.  
Rogers of Hunt.  
Rogers  
of Ochiltree.  
Russell.  
Savage.  
Scarborough.  
Shannon.  
Shults.  
Stanfield.  
Steward.  
Stinson.  
Stubbsman.  
Tarwater.  
Tennyson.  
Thomas.  
Townsend.  
Turlington.  
Van Zandt.  
Wagstaff.  
Wells.  
Wood.  
Young.

Nays—29

Aikin.  
Anderson.  
Atchison.  
Baker.  
Beck.  
Bergman.  
Bourne.  
Camp.  
Canon.  
Caven.  
Coombes.  
Daniel.  
Dunagan.  
Ford.  
Good.  
Graves.  
Hodges.  
Hunter.  
Kyle of Hays.  
Lemens.  
Mitcham.  
Munson.  
Reed of Bowie.  
Rollins.  
Scott.  
Tillery.  
Vaughan.  
Walker.  
Winningham.

Absent

Barron. Davidson.  
Clayton. Devall.

Dunlap.  
Duvall.  
Harman.  
Harrison.  
Hester.  
Jefferson.  
Kayton.  
McDougald.

Morse.  
Nicholson.  
Ramsey.  
Renfro.  
Riddle.  
Smith.  
Stovall.

Shannon.  
Shults.  
Stanfield.  
Steward.  
Stinson.  
Stovall.  
Stubbeman.  
Tarwater.  
Tennyson.

Thomas.  
Tillery.  
Townsend.  
Turlington.  
Van Zandt.  
Wagstaff.  
Wells.  
Wood.  
Young.

#### Absent—Excused

Bedford.  
Fisher.  
Holloway.  
Hunt.

Johnson  
of Dimmit.  
Lange.  
Weinert.

The conference committee report on House Bill No. 13 was then adopted by the following vote:

#### Yeas—107

Adamson.  
Alexander.  
Alsup.  
Anderson.  
Barrett.  
Barron.  
Bergman.  
Bradley.  
Burns.  
Butler.  
Calvert.  
Cathey.  
Celaya.  
Chastain.  
Clayton.  
Colson.  
Cowley.  
Crossley.  
Dean.  
Dunagan.  
Duvall.  
Dwyer.  
Engelhard.  
Fain.  
Fuchs.  
Glass.  
Golson.  
Goodman.  
Greathouse.  
Griffith.  
Hankamer.  
Harris.  
Hartzog.  
Head.  
Hicks.  
Hill.  
Hodges.  
Holekamp.  
Holland.  
Hoskins.  
Huddleston.  
Hughes.  
Hyder.  
Jackson.  
James.  
Jefferson.

Johnson  
of Anderson.  
Jones of Atascosa.  
Jones of Runnels.  
Jones of Shelby.  
Kayton.  
Kyle of Palo Pinto.  
Laird.  
Latham.  
Leonard.  
Lindsey.  
Long.  
Lotief.  
Mackay.  
Magee.  
Mathis.  
McCullough.  
McGregor.  
McKee.  
Merritt.  
Metcalf.  
Moffett.  
Moore.  
Morrison.  
Morse.  
Munson.  
Palmer.  
Parkhouse.  
Patterson.  
Pavlica.  
Pope.  
Puryear.  
Ratliff.  
Ray.  
Reader.  
Reed of Bowie.  
Reed of Dallas.  
Renfro.  
Roark.  
Roberts.  
Rogers of Hunt.  
Rogers  
of Ochiltree.  
Russell.  
Savage.  
Scarborough.

#### Nays—23

Aikin.  
Atchison.  
Baker.  
Beck.  
Bourne.  
Camp.  
Canon.  
Caven.  
Coombes.  
Daniel.  
Devall.  
Ford.

Good.  
Graves.  
Hunter.  
Kyle of Hays.  
Lemens.  
Mitcham.  
Rollins.  
Scott.  
Vaughan.  
Walker.  
Winningham.

#### Absent

Davidson.  
Dunlap.  
Harman.  
Harrison.  
Hester.

McDougald.  
Nicholson.  
Ramsey.  
Riddle.  
Smith.

#### Absent—Excused

Bedford.  
Fisher.  
Holloway.  
Hunt.

Johnson  
of Dimmit.  
Lange.  
Weinert.

#### REASONS FOR VOTE

We voted to reject the conference committee report on House Bill No. 13 because we think it is a mistake to issue bonds at this time without some levy to retire the maturities. We would favor the bond bill if we had not put the "cart before the horse" and authorized the expense without raising the funds for payment at a time when the State Treasury is on a deficit. We would like to send the committee back to draft a better bill.

LEMENS,  
HUNTER.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 95

Mr. Tennyson submitted the following conference committee report on House Bill No. 95:

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Steven-

son, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences of House Bill No. 95, have agreed, and beg leave to make the following attached report; which is the bill as it passed the House of Representatives:

"H. B. No. 95,

### A. BILL

#### To Be Entitled

An Act amending Article 1119, of the Revised Civil Statutes of Texas, of 1925, so as to make its provisions apply to all incorporated cities or towns incorporated under the General Laws of the State of Texas, and to limit the earnings of persons, companies or corporations, coming within the provisions of said Article to an amount not exceeding a fair return upon the fair value of the property used and useful in rendering its service to the public; which return shall never exceed ten per cent (10%) per annum; repealing all laws and parts of laws in conflict herewith; providing that if any part of the Act is declared unconstitutional it shall not affect the validity of the remainder of the Act, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 1119, of the Revised Civil Statutes of Texas, of 1925, be amended so as to hereafter read, as follows:

"Article 1119. The governing body of all incorporated cities and towns in this State incorporated under the General Laws thereof, shall have the power to regulate, by ordinance, the rates and compensation to be charged by all persons, companies or corporations using the streets and public grounds of said city or town, and engaged in furnishing water, gas, telephones, light, or sewerage service to the public, and also to prescribe rules and regulations under which such commodities shall be furnished, and service rendered, and to fix penalties to enforce such charges, rules and regulations. The governing body shall not prescribe any rate or compensation which will yield more than a fair return upon the fair value of the property used and useful in rendering its service to the public, but

which return in no event shall ever exceed ten per cent (10%) per annum."

Sec. 2. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 3. If any provision of this Act shall be declared to be unconstitutional or invalid, it shall not invalidate or affect any other provisions hereof.

Sec. 4. The fact that the Supreme Court of Texas, in a recent decision, has declared invalid and unconstitutional those provisions of Article 1119 authorizing cities of over five hundred (500) population to regulate rates and service of public utilities and those provisions thereof limiting the rate of return to ten per cent (10%), creates an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days in each House, be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

DeBERRY,  
WOODWARD,  
HOPKINS,  
PURL,  
ONEAL,

On the part of the Senate;

TENNYSON,  
CALVERT,  
HESTER,  
READER,  
STEWART,

On the part of the House.

On motion of Mr. Tennyson, the report was adopted by the following vote:

Yeas—112

Adamson.	Chastain.
Aikin.	Colson.
Alexander.	Coombes.
Alsup.	Crossley.
Anderson.	Daniel.
Atchison.	Dean.
Baker.	Devall.
Barrett.	Duvall.
Beck.	Dwyer.
Bergman.	Engelhard.
Bourne.	Fain.
Bradley.	Fuchs.
Burns.	Glass.
Batler.	Golson.
Calvert.	Good.
Camp.	Goodman.
Canon.	Greathouse.
Cathey.	Griffith.

Hankamer.	Morrison.
Harris.	Munson.
Hartzog.	Palmer.
Head.	Parkhouse.
Hicks.	Puryear.
Hill.	Ratliff.
Hodges.	Ray.
Holekamp.	Reader.
Holland.	Reed of Bowie.
Hoskins.	Reed of Dallas.
Huddleston.	Renfro.
Hughes.	Roark.
Hunter.	Roberts.
Hyder.	Rogers of Hunt.
Jackson.	Rogers
James.	of Ochiltree.
Johnson	Rollins.
of Anderson.	Russell.
Jones of Atascosa.	Savage.
Jones of Runnels.	Scott.
Jones of Shelby.	Shannon.
Kyle of Hays.	Shults.
Kyle of Palo Pinto.	Stanfield.
Laird.	Steward.
Lemens.	Stinson.
Leonard.	Stubbeman.
Lindsey.	Tarwater.
Long.	Tennyson.
Lotief.	Thomas.
Mackay.	Tillery.
Magee.	Townsend.
Mathis.	Turlington.
McCullough.	Van Zandt.
McGregor.	Vaughan.
McKee.	Wagstaff.
Merritt.	Walker.
Metcalfe.	Wells.
Mitcham.	Winningham.
Moffett.	Young.

## Nays—3

Ford.	Scarborough.
Pavlica.	

## Absent

Barron.	Latham.
Caven.	McDougald.
Celaya.	Moore.
Clayton.	Morse.
Cowley.	Nicholson.
Davidson.	Patterson.
Dunlap.	Pope.
Graves.	Ramsey.
Harman.	Riddle.
Harrison.	Smith.
Hester.	Stovall.
Jefferson.	Wood.
Kayton.	

## Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

HOUSE BILL NO. 119 WITH  
SENATE AMENDMENTS

Mr. Beck called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 119, A bill to be entitled "An Act amending Subdivision f, of Section 6, of Chapter 116, Acts of the Forty-third Legislature, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Beck, the House concurred in the Senate amendments by the following vote:

## Yeas—101

Adamson.	Jackson.
Aikin.	James.
Alsup.	Johnson
Atchison.	of Anderson.
Baker.	Jones of Atascosa.
Beck.	Jones of Runnels.
Bergman.	Jones of Shelby.
Bourne.	Kyle of Palo Pinto.
Bradley.	Laird.
Burns.	Lemens.
Butler.	Leonard.
Calvert.	Lindsey.
Camp.	Long.
Canon.	Lotief.
Cathey.	Mackay.
Caven.	Mathis.
Celaya.	McGregor.
Colson.	McKee.
Coombes.	Merritt.
Cowley.	Metcalfe.
Crossley.	Mitcham.
Daniel.	Moore.
Davidson.	Morrison.
Dean.	Munson.
Devall.	Palmer.
Dunagan.	Pavlica.
Duvall.	Pope.
Engelhard.	Ratliff.
Fain.	Ray.
Fuchs.	Reed of Bowie.
Glass.	Reed of Dallas.
Golson.	Roark.
Good.	Roberts.
Goodman.	Rogers
Greathouse.	of Ochiltree.
Griffith.	Rollins.
Hankamer.	Russell.
Hartzog.	Savage.
Head.	Scarborough.
Hicks.	Shannon.
Hill.	Stanfield.
Hodges.	Stinson.
Holekamp.	Stubbeman.
Holland.	Tarwater.
Hoskins.	Tennyson.
Huddleston.	Thomas.
Hunter.	Tillery.

Townsend.	Wells.
Turlington.	Winningham.
Van Zandt.	Wood.
Wagstaff.	Young.
Walker.	

Nays—8

Alexander.	Latham.
Barrett.	Puryear.
Hyder.	Shults.
Kyle of Hays.	Vaughan.

Present—Not Voting

Scott.

Absent

Anderson.	McCullough.
Barron.	McDougald.
Chastain.	Moffett.
Clayton.	Morse.
Dunlap.	Nicholson.
Dwyer.	Parkhouse.
Ford.	Patterson.
Graves.	Ramsey.
Harman.	Reader.
Harris.	Renfro.
Harrison.	Riddle.
Hester.	Rogers of Hunt.
Hughes.	Smith.
Jefferson.	Steward.
Kayton.	Stovall.
Magee.	

Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

#### MESSAGE FROM THE SENATE Senate Chamber,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

Conference report on House Bill No. 13 by the following vote: Yeas, 24; nays, 3.

H. C. R. No. 31, Granting permission to J. W. Beretta, Inc., to bring suit against the State Highway Commission.

S. C. R. No. 28, Authorizing the depositors of the insolvent Texas National Bank of Fort Worth, Texas, to sue the State.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### EXPRESSING APPRECIATION TO MEMBERS OF THE HOUSE

The following communication was ordered printed in the Journal:

To my fellow members of the House:

I wish to express my deep appreciation of the many kindnesses extended to me and to Mrs. Alexander during her recent illness. We shall always cherish the remembrance of your thoughtfulness.

BOB ALEXANDER.

#### PROVIDING FOR THE SUSPENSION OF CERTAIN JOINT RULE

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 34, Providing for the suspension of certain joint rule.

Be it resolved by the Senate of the State of Texas, House of Representatives concurring, That Rule No. 11, of the Joint Rules of the House and Senate, be suspended, to take up and pass in the Senate, House Bill No. 105, and said rule is hereby suspended.

The resolution was read second time, and was adopted.

#### RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled resolutions:

S. C. R. No. 29, Suspending Joint Rule No. 11.

S. C. R. No. 30, Suspending Joint Rule No. 11.

S. C. R. No. 33, Suspending Joint Rule No. 11.

S. C. R. No. 36, Suspending Joint Rule No. 11.

S. C. R. No. 34, Suspending Joint Rule No. 11.

#### SENATE BILL NO. 78 ON SECOND READING

Mr. Dwyer asked unanimous consent of the House, to take up, for consideration at this time, Senate Bill No. 78.

There was no objection offered.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 78, A bill to be entitled "An Act to authorize each county, and the commissioners court thereof, of the State of Texas, which has a population of more than 250,000, as shown by the last official Federal Census, to acquire by purchase lands for use as county public parks, and authorizing the commissioners court of each such county to issue and deliver bonds and/or time warrants in payment for such lands of not exceeding an aggregate principal amount of \$25,000, without submitting the same to the voters or to any election, and authorizing the commissioners court of each such county to levy, assess, and collect a tax to create necessary sinking fund to pay such bonds and/or time warrants at maturity and to pay interest thereon, and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 78 ON THIRD READING

Mr. Dwyer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 78 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—97

Adamson.	Glass.
Aikin.	Golson.
Alexander.	Good.
Alsup.	Graves.
Atchison.	Greathouse.
Barrett.	Griffith.
Barron.	Hankamer.
Bergman.	Harrison.
Bourne.	Hartzog.
Bradley.	Head.
Burns.	Hicks.
Butler.	Hill.
Calvert.	Hodges.
Camp.	Holekamp.
Canon.	Holland.
Celaya.	Huddleston.
Chastain.	Hunter.
Colson.	Jackson.
Coombes.	James.
Cowley.	Jefferson.
Daniel.	Johnson
Davidson.	of Anderson.
Devall.	Jones of Atascosa.
Dunagan.	Jones of Runnels.
Duvall.	Jones of Shelby.
Dwyer.	Kyle of Palo Pinto.
Engelhard.	Latham.
Fain.	Lemens.
Fuchs.	Long.

Lotief.  
Mackay.  
Mathis.  
McCullough.  
McGregor.  
Merritt.  
Metcalf.  
Mitcham.  
Moore.  
Morrison.  
Munson.  
Palmer.  
Parkhouse.  
Pavlica.  
Reader.  
Reed of Dallas.  
Renfro.  
Roark.  
Roberts.  
Rogers of Hunt.  
Rogers  
of Ochiltree.

Rollins.  
Russell.  
Scarborough.  
Shannon.  
Shults.  
Stanfield.  
Steward.  
Stinson.  
Stovall.  
Tarwater.  
Tillery.  
Townsend.  
Turlington.  
Van Zandt.  
Wagstaff.  
Walker.  
Wells.  
Wood.  
Young.

##### Nays—10

Crossley.	Ray.
Dean.	Reed of Bowie.
Lindsey.	Scott.
Puryear.	Vaughan.
Ratliff.	Winningham.

##### Present—Not Voting

Hoskins.

##### Absent

Anderson.	Leonard.
Baker.	Magee.
Beck.	McDougald.
Cathey.	McKee.
Caven.	Moffett.
Clayton.	Morse.
Dunlap.	Nicholson.
Ford.	Patterson.
Goodman.	Pope.
Harman.	Ramsey.
Harris.	Riddle.
Hester.	Savage.
Hughes.	Smith.
Hyder.	Stubbeman.
Kayton.	Tennyson.
Kyle of Hays.	Thomas.
Laird.	

##### Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

The Speaker laid Senate Bill No. 78 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

##### Yeas—101

Adamson.	Alexander.
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Atchison.	Jones of Atascosa.
Baker.	Jones of Runnels.
Barrett.	Jones of Shelby.
Barron.	Kyle of Palo Pinto.
Beck.	Latham.
Bergman.	Lemens.
Bourne.	Long.
Bradley.	Lotief.
Burns.	Mackay.
Butler.	Mathis.
Calvert.	McCullough.
Camp.	McGregor.
Canon.	Metcalf.
Caven.	Moffett.
Chastain.	Moore.
Clayton.	Morrison.
Colson.	Munson.
Cowley.	Palmer.
Daniel.	Parkhouse.
Davidson.	Patterson.
Devall.	Pavlica.
Dunagan.	Pope.
Duvall.	Purveyer.
Engelhard.	Reader.
Fain.	Reed of Dallas.
Fisher.	Renfro.
Fuchs.	Roark.
Glass.	Rogers of Hunt.
Golson.	Rogers
Good.	of Ochiltree.
Goodman.	Rollins.
Greathouse.	Russell.
Griffith.	Savage.
Hankamer.	Scarborough.
Harris.	Shults.
Harrison.	Stanfield.
Hartzog.	Steward.
Hicks.	Stovall.
Hill.	Tarwater.
Hodges.	Tennyson.
Holekamp.	Tillery.
Holland.	Townsend.
Hoskins.	Turlington.
Huddleston.	Van Zandt.
Hughes.	Wagstaff.
Hyder.	Walker.
Jackson.	Wells.
James.	Winningham.
Jefferson.	Wood.
Johnson	Young.
of Anderson.	

## Nays—10

Aikin.	Ray.
Alsup.	Reed of Bowie.
Crossley.	Roberts.
Dean.	Scott.
Ratliff.	Vaughan.

## Present—Not Voting

Head.	Merritt.
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## Absent

Anderson.	Celaya.
Cathey.	Coombes.

Dunlap.	Magee.
Dwyer.	McDougald.
Ford.	McKee.
Graves.	Mitcham.
Harman.	Morse.
Hester.	Nicholson.
Holloway.	Ramsey.
Hunter.	Riddle.
Kayton.	Shannon.
Kyle of Hays.	Smith.
Laird.	Stinson.
Leonard.	Stubberman.
Lindsey.	Thomas.

## Absent—Excused

Bedford.	Lange.
Hunt.	Weinert.
Johnson	
of Dimmit.	

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has adopted

Conference committee report on  
House Bill No. 95 by the following  
vote: Yeas, 25; nays, 2.

Respectfully,

**BOB BARKER,**  
Secretary of the Senate.

RELATIVE TO CERTAIN UNSUR-  
VEYED SCHOOL LANDS

The Speaker laid before the House,  
for consideration at this time,

S. C. R. No. 25, Declaring legisla-  
tive intent in regard to certain un-  
surveyed school lands;

The resolution having heretofore  
been read second time, and referred  
to the Committee on Public Lands  
and Buildings;

The committee having recommended  
the adoption of the resolution.

Mr. Wagstaff offered the following  
amendment to the resolution:

Amend Senate Concurrent Resolu-  
tion No. 25, line 7 of resolving para-  
graph, by adding after "school land,"  
the following: "which appears on the  
Land Office maps as unsurveyed  
land."

**WAGSTAFF,**  
**DANIEL.**

The amendment was adopted.  
The resolution as amended was  
adopted.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has adopted

S. C. R. No. 37, Suspension of Joint  
Rule No. 11, until final disposition of  
House Bill No. 49.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

TO SUSPEND JOINT RULE  
NO. 11

The Speaker laid before the House,  
for consideration at this time, the  
following resolution:

S. C. R. No. 37, Providing for the  
suspension of Joint Rule No. 11.

Whereas, House Bill No. 49 is  
pending in the Senate on second  
reading, and it is necessary to sus-  
pend the Twenty-four-hour Rule in  
order to consider said bill; now,  
therefore, be it

Resolved by the Senate, the House  
concurring, That Joint Rule No. 11  
be, and the same is hereby, suspended.

The resolution was read second  
time, and was adopted by the follow-  
ing vote:

## Yeas—98

Adamson.	Golson.
Aikin.	Good.
Alexander.	Goodman.
Alsup.	Griffith.
Atchison.	Hankamer.
Baker.	Harris.
Barrett.	Hartzog.
Bergman.	Head.
Bourne.	Hill.
Burns.	Hodges.
Butler.	Holekamp.
Calvert.	Hoskins.
Camp.	Hughes.
Canon.	Hunter.
Caven.	Hyder.
Celaya.	Jackson.
Colson.	James.
Cowley.	Jefferson.
Daniel.	Jones of Atascosa.
Davidson.	Jones of Runnels.
Dean.	Jones of Shelby.
Dunagan.	Kyle of Hays.
Duvall.	Kyle of Palo Pinto.
Engelhard.	Laird.
Fain.	Lemens.
Ford.	Lindsey.
Fuchs.	Lotief.
Glass.	Mackay.

Mathis.	Russell.
McCullough.	Savage.
McGregor.	Scarborough.
Merritt.	Scott.
Metcalfe.	Shannon.
Mitcham.	Shults.
Moffett.	Stanfield.
Moore.	Steward.
Morrison.	Stinson.
Munson.	Stovall.
Palmer.	Stubbeman.
Parkhouse.	Tarwater.
Puryear.	Tennyson.
Ratliff.	Thomas.
Ray.	Townsend.
Reader.	Turlington.
Reed of Dallas.	Van Zandt.
Renfro.	Walker.
Roberts.	Wells.
Rogers of Hunt.	Winningham.
Rogers of Ochiltree.	Wood.
	Young.

## Nays—6

Crossley.	Reed of Bowie.
Huddleston.	Vaughan.
Ramsey.	Wagstaff.

## Absent

Anderson.	Kayton.
Barron.	Latham.
Beck.	Leonard.
Bradley.	Long.
Cathey.	Magee.
Chastain.	McDougald.
Clayton.	McKee.
Coombes.	Morse.
Devall.	Nicholson.
Dunlap.	Patterson.
Dwyer.	Pavlica.
Graves.	Pope.
Greathouse.	Riddle.
Harman.	Roark.
Harrison.	Rollins.
Hester.	Smith.
Hicks.	Tillery.
Holland.	
Johnson of Anderson.	

## Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

CHANGE IN SPECIAL COM-  
MITTEE

The Speaker announced the appoint-  
ment of Mr. Holloway to take the  
place of Mr. Griffith, resigned, on the  
committee heretofore appointed, to in-  
vestigate the violation of the Anti-  
Nepotism Law.

# TO AUTHORIZE THE CORRECTION OF HOUSE BILL NO. 122

Mr. Hankamer offered the following resolution:

H. C. R. No. 53, Authorizing the correction of House Bill No. 122.

Whereas, House Bill No. 122 has been passed by both the House and the Senate; and

Whereas, There is a defect in the caption of said bill, and the same does not conform to the body of the bill; therefore, be it

Resolved by the House, the Senate concurring, That the Enrolling Clerk of the House be instructed to correct the caption of House Bill No. 122 so that the same will conform to the body of the bill.

The resolution was read second time, and was adopted.

## RELATIVE TO THE WASTE OF NATURAL GAS

The Speaker laid before the House, for consideration at this time, resolution heretofore offered by Mr. Van Zandt, relative to the waste of natural gas in Texas;

The resolution having heretofore been read second time, with amendment by Mr. Scarborough, pending.

Mr. Scarborough offered the following amendment to the amendment:

Amend amendment to the resolution by inserting "five," in lieu of "three" Members on committee.

The amendment to the amendment was adopted.

The amendment as amended was adopted.

On motion of Mr. Puryear, the resolution was tabled by the following vote:

Yeas—82

Aikin.	Dwyer.
Alexander.	Fain.
Atchison.	Ford.
Baker.	Fuchs.
Barrett.	Glass.
Bergman.	Good.
Bourne.	Goodman.
Burns.	Griffith.
Butler.	Hartzog.
Calvert.	Head.
Canon.	Hill.
Cathey.	Hodges.
Celaya.	Holekamp.
Chastain.	Holland.
Cowley.	Hoskins.
Crossley.	Huddleston.
Daniel.	Hughes.

Hyder.	Ratliff.
Jackson.	Ray.
James.	Reader.
Jefferson.	Reed of Dallas.
Jones of Atascosa.	Roark.
Jones of Runnels.	Roberts.
Jones of Shelby.	Rogers
Kayton.	of Ochiltree.
Kyle of Hays.	Scott.
Kyle of Palo Pinto.	Shannon.
Latham.	Shults.
Lindsey.	Stanfield.
Lotief.	Steward.
Mackay.	Stinson.
Merritt.	Stovall.
Metcalfe.	Stubbeman.
Moffett.	Thomas.
Moore.	Tillery.
Morrison.	Townsend.
Munson.	Turlington.
Palmer.	Wagstaff.
Patterson.	Walker.
Pavlica.	Wells.
Puryear.	Young.
Ramsey.	

Nays—18

Adamson.	Reed of Bowie.
Bradley.	Renfro.
Coombes.	Rogers of Hunt.
Dean.	Rollins.
Devall.	Russell.
Golson.	Savage.
Long.	Van Zandt.
McCullough.	Vaughan.
Mitcham.	Wood.

Absent

Alsup.	Johnson
Anderson.	of Anderson.
Barron.	Laird.
Beck.	Lemens.
Camp.	Leonard.
Caven.	Magee.
Clayton.	Mathis.
Colson.	McDougald.
Davidson.	McGregor.
Dunlap.	McKee.
Duvall.	Morse.
Engelhard.	Nicholson.
Graves.	Parkhouse.
Greathouse.	Pope.
Hankamer.	Riddle.
Harman.	Scarborough.
Harris.	Smith.
Harrison.	Tarwater.
Hester.	Tennyson.
Hicks.	Winningham.
Hunter.	

Absent—Excused

Bedford.	Johnson
Dunagan.	of Dimmit.
Fisher.	Lange.
Holloway.	Weinert.
Hunt.	

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has adopted

H. C. R. No. 53, Instructing the  
Enrolling Clerk of the House to cor-  
rect the caption of House Bill No.  
122 so as to conform to the body of  
the bill.

S. C. R. No. 41, Suspension of Joint  
Rule No. 11, so as to permit the  
House to consider Senate Bill No. 37.

S. C. R. No. 38, Suspension of Joint  
Rule No. 11 until the disposition of  
Senate Bill No. 19.

S. C. R. No. 39, Suspension of Joint  
Rule No. 11, until final disposition of  
Senate Concurrent Resolution No. 28.

S. C. R. No. 40, Suspension of Joint  
Rule No. 11, so as to permit the House  
to consider Senate Bill No. 24.

The Senate has concurred in House  
amendments to Senate Concurrent  
Resolution No. 25 by a viva voce vote.

Respectfully,  
**BOB BARKER**,  
Secretary of the Senate.

## TO SUSPEND JOINT RULE NO. 11

(By Unanimous Consent)

The Speaker laid before the House,  
for consideration at this time, the fol-  
lowing resolution:

S. C. R. No. 38, To suspend Joint  
Rule No. 11.

Whereas, Senate Bill No. 19 is be-  
fore the House for second reading;  
now, therefore, be it

Resolved by the Senate, the House  
concurring, That Rule No. 11 of Joint  
Rules of the House and Senate, be,  
and it is hereby, suspended, until the  
final disposition of Senate Bill No. 19.

The resolution was read second  
time, and was adopted.

SENATE BILL NO. 19 ON SECOND  
READING

The Speaker laid before the House,  
on its second reading and passage to  
third reading,

S. B. No. 19, A bill to be entitled  
"An Act to validate the adoption  
papers that were signed by the adopt-  
ing parent or parents, prior to Jan-

uary 1, 1923, and making the acts of  
adoption prior thereto valid, whether  
the adoption papers were authenti-  
cated or acknowledged as deeds are  
required to be, or whether same were  
filed for record prior to the death of  
the adopting parent or parents, and  
declaring an emergency."

The bill was read second time, and  
was passed to third reading.

SENATE BILL NO. 11 ON THIRD  
READING

Mr. Davidson moved that the con-  
stitutional rule, requiring bills to be  
read on three several days, be sus-  
pended, and that Senate Bill No. 11  
be placed on its third reading and  
final passage.

The motion prevailed by the follow-  
ing vote:

Yeas—100

Aikin.	Hunter.
Alexander.	Hyder.
Baker.	Jackson.
Barrett.	James.
Beck.	Jefferson.
Bourne.	Jones of Runnels.
Bradley.	Jones of Shelby.
Burns.	Kayton.
Butler.	Kyle of Hays.
Calvert.	Kyle of Palo Pinto.
Camp.	Latham.
Canon.	Lindsey.
Caven.	Long.
Celaya.	Lotief.
Colson.	Mackay.
Cowley.	McKee.
Daniel.	Mitcham.
Davidson.	Moffett.
Dean.	Moore.
Devall.	Morrison.
Dunagan.	Munson.
Duvall.	Palmer.
Fain.	Parkhouse.
Ford.	Patterson.
Fuchs.	Pavlica.
Glass.	Pope.
Golson.	Ramsey.
Goodman.	Ratliff.
Graves.	Reader.
Greathouse.	Reed of Bowie.
Griffith.	Reed of Dallas.
Hankamer.	Renfro.
Harman.	Roark.
Hartzog.	Roberts.
Head.	Rogers of Hunt.
Hicks.	Rollins.
Hill.	Russell.
Hodges.	Savage.
Holekamp.	Scarborough.
Hoskins.	Scott.
Huddleston.	Shannon.
Hughes.	Shults.

Stanfield.	Townsend.
Stinson.	Turlington.
Stovall.	Vaughan.
Stubbeman.	Wagstaff.
Tarwater.	Wells.
Tennyson.	Winningham.
Thomas.	Wood.
Tillery.	Young.

Absent

Adamson.	Laird.
Alsup.	Lemens.
Anderson.	Leonard.
Atchison.	Magee.
Barron.	Mathis.
Bergman.	McCullough.
Cathey.	McDougald.
Chastain.	McGregor.
Clayton.	Merritt.
Coombes.	Metcalfe.
Crossley.	Morse.
Dunlap.	Nicholson.
Dwyer.	Puryear.
Engelhard.	Ray.
Good.	Riddle.
Harris.	Rogers
Harrison.	of Ochiltree.
Hester.	Smith.
Holland.	Steward.
Johnson	Van Zandt.
of Anderson.	Walker.
Jones of Atascosa.	

Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

The Speaker laid Senate Bill No. 11 before the House on its third reading and final passage.

The bill was read third time, and was passed.

#### RELATIVE TO RAY'S ADVANCE SESSION LAWS

Mr. Reed of Dallas offered the following resolution:

Whereas, "Ray's Advance Session Laws" will be issued a few days after adjournment of this Session, containing all general laws passed, and will be the only copies obtainable for some time; therefore, be it

Resolved, That the House of Representatives subscribe for one copy each of said laws at seventy-five cents (75c) per copy, to be paid for out of the Contingent Fund of the House to the publisher, Worth S. Ray.

STINSON,  
REED of Dallas,  
SAVAGE,  
PARKHOUSE,  
COOMBES,  
HUGHES.

The resolution was read second time, and was adopted.

#### PROVIDING FOR POST-SESSION WORK FOR CERTAIN EMPLOYEES

Mr. Harman offered the following resolution:

Whereas, It is necessary that certain officers and employes perform certain duties in order to complete the work of their departments; now, therefore, be it

Resolved, That the following officers and employes be retained after the adjournment of this Session, not to exceed the number of days herein specified, exclusive of Sundays:

The Chief Clerk, ten days, for the purpose of collecting all records, reports, and papers in the hands of various clerks, and arranging all bills, resolutions, petitions, special reports, affidavits, and testimony heretofore requested by the House or by special investigating committees, and delivering the same, after proper classification to the Secretary of State, and to complete the various other duties imposed upon her by resolution and by the Rules of the House; two assistants, six days each.

The Calendar Clerk, four (4) days, and the Assistant Calendar Clerk, three (3) days, for the purpose of completing their records and delivering all bills and resolutions in their possession to the Chief Clerk.

The Engrossing and Enrolling Clerks, two (2) days each, for the purpose of filing with the Chief Clerk all bills and resolutions in their departments.

The clerk to the Contingent Expense Committee, ten days; the book-keeper and stock clerk to the Contingent Expense Committee, four days, for the purpose of invoicing, checking and posting up accounts, mailing out vouchers and closing up the affairs of the Committee on Contingent Expenses and expenses of the Chairman of the Committee on Contingent Expenses shall be allowed for ten days.

The mailing clerk and assistant mailing clerk, three (3) days each, for the purpose of mailing out House Journals not received from the printer until after sine die adjournment.

The clerk of Committee on Appropriations, one (1) day, to compile and

recapitulate appropriations totals for printing in Journal of last day.

The voting machine operator, three (3) days, for the purpose of cleaning up the voting machine.

The Sergeant-at-Arms shall receive four (4) days; two pages shall receive one (1) day each, and six (6) porters shall receive six (6) days each to assist in the proper closing and cleaning of the Hall of the House of Representatives.

The clerk of the Committee on Claims and Accounts shall receive one (1) day to properly close the affairs of the Committee on Claims and Accounts.

One stenographer to chairman on Claims and Accounts one (1) day.

The chief of stenographers and one page shall receive one (1) day each.

That two hundred and fifty copies of the House Journal of the Second Called Session of the Forty-third Legislature, when completed, shall be printed and shall be bound in buckram, and that one volume, when thus bound, shall be forwarded by the Journal Clerk of the House to each Member of the House of Representatives, to each elective officer of the House, and to each Senator, and the remaining shall be turned over to the Secretary of State.

The printing of such House Journals in permanent form shall be done in accordance with pre-existing laws and with the provisions of this resolution, under the supervision of the Journal Clerk of the House.

It is further provided that it shall be the duty of the Journal Clerk of the House of Representatives not to receive or receipt for said House Journals until correctly published as required herein and by pre-existing law; provided, that the Journal Clerk shall be empowered to leave out of the Permanent Journal all bills which have been printed in the daily Journal.

When said Journals have been published, and the account approved by the State Printing Board, the same shall be paid out of the Contingent Expense Fund of the Second Called Session of the Forty-third Legislature that is available; providing that the Chairman of the Committee on Contingent Expenses shall not issue voucher for said amount until the Journal Clerk has certified to him that the Journals have been published and delivered in accordance with the provisions of this resolution.

The Journal Clerk and his assistant shall be retained for not more than twenty (20) days each, exclusive of Sundays, after sine die adjournment, for the purpose of correcting, and indexing, and the supervision of the publication of Journals of the House of Representatives of the Second Called Session of the Forty-third Legislature, and shall receive the same salary as received during the Session, payable out of the Contingent Expense Fund, on bills in duplicate, with the usual affidavit attached.

That each employe so retained shall receive the same amount of salary as received for like work during this Session, to be paid out of any sum appropriated for mileage and per diem of the Members and officers and employes of the Second Called Session of the Forty-third Legislature, the amount to be paid by warrants to be signed by the Speaker of the House and the Chief Clerk of the House.

The resolution was read second time.

Mr. Burns offered the following amendment to the resolution:

Amend the resolution by adding the following to it:

"Two stenographers for 15 days each, at \$4 each, per day, for the purpose of completing and transcribing the testimony of the Job Selling Committee."

BURNS,  
GRAVES.

The amendment was adopted.

Mr. Parkhouse offered the following amendment to the resolution:

Amend by striking out, "one day for stenographer for Claims and Accounts Chairman."

On motion of Mr. Savage, the amendment was tabled.

Mr. Parkhouse offered the following amendment to the resolution:

Amend the resolution by changing time of Clerk of Contingent Expense Committee from "ten days" to "five days"; amend the resolution by striking out time for Assistant Calendar Clerk; amend the resolution by striking out time for pages.

On motion of Mr. Kayton, the amendment was tabled.

The resolution was then adopted.

### PROVIDING FOR HOUSE CUSTODIAN

Mr. Harman offered the following resolution:

Whereas, The Hall of the House of Representatives should be kept open from 8 o'clock a. m., until 5 o'clock p. m., each week day, and from 1 o'clock p. m., to 5 o'clock p. m., each Sunday, in order that visitors may have the opportunity of visiting the Hall when in the City of Austin; and

Whereas, The furniture and property of the Hall of the House of Representatives and the various committee rooms should be under protection during these hours, and kept clean, and in order; and

Whereas, No such employees are provided as a part of the regular force of the employees of the Capitol; therefore, be it

Resolved by the House of Representatives, That the Speaker of the House be authorized to select a responsible hostess to look after the Hall of Representatives after the adjournment of the Second Called Session of the Legislature and the convening of the next session, which hostess shall be under the supervision of the Board of Control, and shall receive for her services ninety dollars (\$90) per month, to be paid out of the Mileage and Per Diem Fund of the House of the Second Called Session, a warrant to be issued upon the approval of the Chairman of the Board of Control, and to be paid the first day of each month; and, be it further

Resolved, That the Speaker of the House be authorized to designate a porter to take care of the Hall of the House of Representatives and the adjoining rooms, used by the House of Representatives and the Speaker of the House, and said porter shall work under the direction of the Custodian of the House and Board of Control, but shall do work other than required for the proper care and attention of the House, and shall receive as compensation the sum of \$3 per day, to be paid out of the Per Diem Appropriation Fund of the Forty-third Legislature, a warrant to be issued upon approval of the Chairman of the Board of Control, and to be paid the first day of each month.

The resolution was read second time, and was adopted.

### CONFERENCE COMMITTEE RE- PORT ON HOUSE BILL NO. 52

Mr. Harman submitted the following conference committee report on House Bill No. 52:

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and the Senate on House Bill No. 52, beg leave to submit the following report:

We have had House Bill No. 52 under consideration, and recommend the adoption of the attached bill as rewritten by your conference committee:

"H. B. No. 52,

### A BILL

### To Be Entitled

An Act making a supplemental appropriation for the Ranger Service, the State Service Office, the State Board of Control, the Examining Division of the Insurance Department, the Executive Department, the Texas State Parks Board, the Health Department, the Supreme Court, the Texas State Department of Agriculture, the Live Stock Sanitary Commission, the Bureau of Labor Statistics, the State Auditor and Efficiency Expert, the Attorney General's Department, the General Land Office, and the State Board of Medical Examiners, the Board of Water Engineers, the Department of Education, State Reclamation Department, Adjutant General's Department, Board of County and District Road Indebtedness, Texas State Highway Department, and Sam Houston State Teachers College at Huntsville; making an appropriation to be used in the construction of a State Courts Building in Austin, and amending appropriation heretofore made for the State Treasury Department Cigarette Tax Division, Courts of Civil Appeals, for the two- (2) year period beginning September 1, 1933, and ending August 31, 1935; and for other pur-

poses, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the several sums of money herein specified are hereby appropriated, out of any moneys in the State Treasury not otherwise appropriated, or out of special funds that may be shown for the Ranger Service, the State Service Office, the State Board of Control, the Examining Division of the Insurance Department, the Texas State Parks Board, the Health Department, the Supreme Court, the Texas State Department of Agriculture, the Live Stock Sanitary Commission, the Bureau of Labor Statistics, the State Auditor and Efficiency Expert, the Attorney General's Department, the General Land Office, and the State Board of Medical Examiners for the two- (2) year period beginning September 1, 1933, and ending August 31, 1935; and for other purposes.

Insurance Department  
(Examining Division)

That the Chairman of the Board of Insurance Commissioners, be, and he is hereby, authorized to employ not to exceed five (5) additional examiners in excess of those now authorized by law, three (3) of whom shall be senior examiners, and two (2) of whom shall be assistant examiners, for the purpose of making on behalf of the State of Texas and of the Board of Insurance Commissioners all such examinations of insurance companies or other corporations at the expense of such companies or corporations, as are required to be made or provided by law. Such examiners and assistants shall, as directed by the Chairman of the Board of Insurance Commissioners, perform all the duties relative to all examinations provided by law to be made by the Board of Insurance Commissioners of the State of Texas.

All such examiners and assistants appointed under the provisions of this Act shall hold their positions subject to the will of the Chairman of the Board of Insurance Commissioners, and shall be paid out of the fees and assessments collected under authority of Chapter 152, of the General Laws of the Regular Session of

the Forty-second Legislature, all of said fees and assessments collected under authority of said law by the departmental appropriation bill enacted by the Forty-third Legislature. Said salaries shall be fixed by the Chairman of the Board of Insurance Commissioners; provided, however, that the salary of a senior examiner shall not exceed three thousand six hundred dollars (\$3,600) per annum, and the salary of an assistant examiner shall not exceed two thousand four hundred dollars (\$2,400) per annum.

Each examiner and assistant before entering upon the duties of his appointment shall take and file the oath and bond as required of other examiners; provided further, that the traveling expenses and expenses of the examiners appointed by the provisions of this Act, as well as the examiners provided for by the departmental appropriation bill enacted by the Forty-third Legislature, shall not be subject to the limitations with reference to meals and lodging, it being specifically provided, however, that said examiners shall obtain receipts of all amounts expended and shall file said receipts with their expense accounts, which expense accounts must be duly itemized and sworn to. In all cases where it is necessary for an examiner to participate in a conventional examination or do examination work outside of the boundaries of the State of Texas, it shall not be necessary for said examiner to first obtain the written permission of the State Comptroller, and the State Board of Control authorizing in advance of said trip the necessity of such trip, it being entirely within the discretion of the Chairman of the Board of Insurance Commissioners.

State Board of Control

The State Board of Control is hereby authorized to transfer from the appropriations made by the Regular Session of the Forty-third Legislature, as described therein for the support and maintenance of the State eleemosynary institutions, any sum that they may deem necessary out of any unneeded funds of the various eleemosynary institutions for the fiscal years of 1933-34 and 1934-35 for the purpose of supplementing the support and maintenance of any of the State eleemosynary institutions that



may be in need of additional funds. The Board of Control shall pass a resolution authorizing the transfer of funds, from one institution to another, indicating the amount and the appropriation from which it is to be transferred and the State Comptroller is hereby authorized and directed to make the transfer from one institution's appropriation to the other upon the written request of the State Board of Control for the purpose of supplementing the appropriation for support and maintenance and general repairs of any other State eleemosynary institution. The amount transferred shall be expended as other appropriations for support and maintenance and general repairs of the institution in conformity with the original appropriation Act appropriating funds for the support and maintenance of the eleemosynary institution and the general laws of the State, and repealing any laws or part of law of the general appropriation bill that conflicts herewith.

Any unexpended balance of money on hand at the end of each of the fiscal years ending August 31, 1934, and 1935, respectively, in the fund established by the provisions of Chapter 199, of the printed General Laws of the Regular Session of the Forty-third Legislature, and therein designated as "State Board of Control Special Service Account," be, and the same are hereby, re-appropriated for each of the two respective succeeding years for the purpose provided in said Act.

Whereas, The general provisions at the close of the Act making appropriations for the current biennium for the State eleemosynary institutions,

beginning on page 272, of the printed General Laws of the Regular Session of the Forty-third Legislature, provide for certain local institutional, industrial-revolving, and cash-expense funds for the specific purposes shown therein, and the deficit in the General Revenue Fund of the State prevents the efficient and intended use of said funds for their designated and appropriated purposes;

Therefore, said State eleemosynary institutions be, and they are hereby, authorized to retain, under the written direction of the State Board of Control, from their local receipts such amounts as are currently needed for said specified purposes before remitting the balances to the State Treasury.

Whereas, In the currently available appropriations for Fannin State Park, Fannin, Texas, shown on page 503, of the printed General Laws of the Regular Session of the Forty-third Legislature, there were appropriated the sums of two hundred and sixty-two dollars and fifty cents (\$262.50) for engine to pump water, a pump-jack, and new cylinder, for the year ending August 31, 1934, and two hundred and twenty-five dollars (\$225) for a mowing machine for the year ending August 31, 1935, when as a matter of fact the Commissioners of said Park desire to have said items and amounts reversed as to availability for said years;

Therefore, without increasing the total amount available for the two-year period, the State Comptroller of Public Accounts be, and he is hereby, authorized and directed to reverse said items and amounts accordingly as to each of said years.

	For the Years Ending	
	August 31, 1934	August 31, 1935
File clerk .....	\$ 450.00	\$ 900.00

## Executive Department

	For the Years Ending	
	August 31, 1934	August 31, 1935
Payment of rewards and other expenses necessary for the enforcement of the law, telephone, telegraph, contingent expenses, including accounting .....	\$ 6,750.00	\$ 6,750.00

The Governor is hereby authorized to offer the following rewards for:  
 The capture of Clyde Barrow, the sum of one thousand dollars (\$1,000).  
 The capture of Raymond Hamilton, the sum of five hundred dollars (\$500).  
 The capture of Joe Palmer, the sum of five hundred dollars (\$500).

## Supreme Court

With the approval of the Supreme Court, the Secretary of the Board of Legal Examiners is authorized to appoint an assistant to serve during the months of February and March, June and July, and October and November, at a salary of not more than one hundred dollars (\$100) per month, said salary to be paid by the Clerk of the Supreme Court out of the fees of office.

## State Health Department

	For the Years Ending	
	August 31, 1934	August 31, 1935
State Health Officer's traveling expenses.....	\$ 300.00	.....
Telephone, telegraph expense charges.....	650.00	.....
Postages, box rent, miscellaneous.....	800.00	.....
Traveling expenses of four (4) itinerant nurses	500.00	.....
For purchasing and installing elevator in hygienic laboratories, not to exceed two thousand dollars (\$2,000) .....	2,000.00	.....

## Texas State Parks Board

There is hereby appropriated out of any funds in the State Treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000) or so much thereof as may be necessary for the balance of the fiscal year ending August 31, 1934, and the sum of twenty-five thousand dollars (\$25,000) or so much as may be necessary for the fiscal year ending August 31, 1935, said sum of money to be used in the discretion of the Texas State Parks Board for the maintenance, improvement, upkeep, traveling expenses, salaries of employees, of any or all of the State Parks System, including those completed by the Civilian Conservation Corps.

There is also appropriated the sum of ten thousand dollars (\$10,000) or so much thereof as is necessary to be spent in the year ending August 31, 1934, to be used for the purchase of land around the Mission San Jose located in Bexar County in order to restore the original walls of said Mission.

It is the intent and purpose of the Legislature that the appropriation herein provided for shall be in addition to any other appropriation of public money for the Texas State Parks Board.

## Texas State Department of Agriculture

That the sum of fifteen thousand dollars (\$15,000) be, and the same is hereby, appropriated to the Texas State Department of Agriculture,

out of funds allocated or to be allocated to the Texas Department of Agriculture from the special Racing Fund in the State Treasury, to cover the cost in the State of Texas of conducting and putting into effect a cotton planting seed sterilization program (as authorized by Chapter 3, Title 4, Revised Civil Statutes of 1925, as amended in Articles 74 and 75 by House Bill No. 162, Acts of the Regular Session of the Forty-first Legislature) involving the treating of cotton planting seed now on hand in the recently discovered pink boll worm infested area of the State.

#### Ranger Service

	For the Years Ending	
	August 31, 1934	August 31, 1935
Upkeep and transportation, not to exceed five cents (5¢) per mile for privately-owned cars.	\$ 9,200.00	\$ 9,200.00
Subsistence when absent from home station under orders, at not to exceed \$2.60 per day in addition to home station allowance, hospitalization and medical attention, when injured in line of duty and funeral expenses when killed in action, stationery, freight, postage, express, telegraph, telephone, and contingent expenses .....	9,000.00	18,000.00

This appropriation for the Ranger Service is in addition to the appropriations made in the Regular Session of the Forty-third Legislature, as shown in House Bill No. 167, Chapter 166, page 431, Acts of the Regular Session of the Forty-third Legislature.

#### State Service Office

	For the Years Ending	
	August 31, 1934	August 31, 1935
Office supplies, stamps, and contingent expenses .....	\$ 150.00	\$ 150.00
Traveling expenses .....	250.00	250.00

#### Bureau of Labor Statistics

Deputies, two (2) men at one thousand three hundred and eighty dollars (\$1,380) per year .....	\$ 1,380.00	\$ 2,760.00
Women inspectors, one (1) at one thousand three hundred and eighty dollars (\$1,380) ..	690.00	1,380.00

#### State Auditor and Efficiency Expert

Four assistant auditors, basis three thousand five hundred dollars (\$3,500) per year, none to exceed four thousand dollars (\$4,000) per year .....	\$ 7,000.00	\$ 14,000.00
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#### Attorney General's Department

Two (2) Assistant Attorneys General at three thousand two hundred dollars (\$3,200) per year .....	\$ 3,200.00	\$ 6,400.00
Expense and cost in civil cases, including all costs and expenses in preparing for filing, trial or appeal suits and matters involving public lands in which the Permanent School Fund is interested .....	18,000.00	Balance

For the purpose of enabling the State Library and Historical Commission to properly dispose of and burn the unnecessary correspondence and numerous voluminous records that now exist in connection with the office

of the Secretary of State, and that are mainly located within the basement of the Capitol, and in order to provide for an additional needed employe and a desk and such filing cabinets as will be necessary to faithfully and efficiently carry out such work, and segregate and preserve such records from the vast heap that are unnecessary, and to preserve those that might be useful to the State and its posterity, the following sums of money, or so much thereof as may be necessary, be, and the same are hereby, appropriated out of any money in the State Treasury not otherwise appropriated for the purpose of disposing of such unnecessary records and preserving those that might be necessary from the effective date of this Act to the period ending August 31, 1935; provided further that any unused portion of said sums herein appropriated shall revert to the General Fund of the State Treasury.

#### General Land Office

	For the Years Ending	
	August 31, 1934	August 31, 1935
Materials for bookbinding .....	\$ 500.00	.....
Salary of one clerk .....	750.00	1,500.00

There is hereby appropriated to the Alamo Park Acquisition Board the rent from buildings purchased by that Board of the Alamo Park which is now on deposit in the San Antonio Loan & Trust Company, and all other funds accruing by virtue of the sale of material from buildings now being razed and demolished on that property for the use of beautifying and improving the Alamo Park project. Said funds shall be spent by a requisition by the officers of the Daughters of the Republic with the approval of the State Board of Control, and the Comptroller is instructed to draw vouchers against the funds hereby appropriated when placed in the State Treasury.

#### State Board of Medical Examiners

	For the Years Ending	
	August 31, 1934	August 31, 1935
Two inspectors to be paid out of the Medical Registration Fund a salary of one thousand eight hundred dollars (\$1,800) each.....	\$ 1,800.00	\$ 3,600.00
Repealing the appropriation of three thousand.		

#### Courts of Civil Appeals

That the sum of twelve hundred dollars (\$1,200) for each of the two years beginning September 1, 1933, and September 1, 1934, is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated for the actual and necessary traveling and living expenses incurred by the various Justices of the Courts of Civil Appeals in hearing oral arguments in transferred cases, under the provisions of Chapter 151, of the General Laws of the State of Texas, passed at the Regular Session of the Forty-third Legislature, 1933.

#### King State Park, Refugio, Texas

	For the Years Ending	
	August 31, 1934	August 31, 1935
Maintenance . . . . .	\$ 52.50	\$ 105.00

#### Industrial Accident Board

Traveling expenses (to supplement appropriation made in House Bill No. 167, Chapter 166, page 489, General Laws, Forty-third Legislature, Regular Session).....	\$ 500.00	.....
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## Commission for the Blind

There is hereby appropriated out of the General Fund of the State of Texas, out of any sum not otherwise appropriated, the sum of one thousand five hundred dollars (\$1,500) as an emergency appropriation for the use and benefit of the Commission for the Blind. The Commission for the Blind is hereby authorized, empowered, and directed to employ one (1) stenographer in addition to the employes provided in Chapter 166, Acts of the Regular Session of the Forty-third Legislature, and to any said stenographer out of the sum herein appropriated a salary not to exceed seventy-five dollars (\$75) per month, said salary to begin on the first day of March, 1934, and continue through the remainder of the biennium ending August 31, 1935; and any sums of money remaining out of the appropriation provided herein, after the payment of the salary of stenographer, shall be used to pay the necessary traveling expenses of the members or duly authorized agents of the State Commission for the Blind; said remaining sums of money to be used for such traveling expenses in addition to any sums for traveling expenses provided for in Chapter 166, Acts of the Regular Session of the Forty-third Legislature.

## Department of Banking

	For the Years Ending	
	August 31, 1934	August 31, 1935
Traveling expenses for examiners and employes . . . . .	\$ 1,000.00	.....
For improvement of building by addition in the halls, creating three rooms . . . . .	500.00	.....

That the sum of three thousand dollars (\$3,000), or so much thereof as may be necessary, is hereby appropriated to the Secretary of State out of any moneys in the State Treasury not otherwise appropriated for the compiling, editing, indexing, printing, binding, and distributing of the General and Special Laws of the Second Called Session of the Forty-third Legislature, and/or any subsequent Called Session of the Forty-third Legislature, and for the distributing of the Journals of said Sessions of said Legislature, to be used to supplement any balance in any fund heretofore appropriated for said purpose.

## State Reclamation Department

	For the Years Ending	
	August 31, 1934	August 31, 1935
For topographic and hydrographic surveys, etc., for flood control and for the general work of the Department, including wages for day labor, office supplies, postage, and contingent expenses . . . . .	\$ 10,000.00	.....
For establishing the boundaries of the State, and other boundaries, titles and rights involved in litigation which has arisen or which may arise, and for all necessary expenses and costs necessary in the proper determination of such questions; provided, that in this work in addition to other help, the State Reclamation Engineer may use the personnel, equipment and appropriations of the Department whenever doing so may be for the best interests of the State; and provided that any balance remaining from the appropriation for 1934 shall be available for 1935 . . . . .	5,000.00	.....
Total . . . . .	\$ 15,000.00	

## Board of County and District Road Indebtedness

	For the Years Ending	
	August 31, 1934	August 31, 1935
Executive bond consultant .....	\$ 2,100.00	\$ 4,200.00
School bond clerk .....	900.00	1,800.00
Total .....	\$ 3,150.00	\$ 6,300.00

The above amounts are appropriated in addition to the amounts heretofore appropriated for the Board of County and District Road Indebtedness, and shall be used to supplement said appropriation made for the above-named Board of County and District Road Indebtedness in General Appropriation Bill for State Departments, known as House Bill No. 167, and shown in the General Laws of the State of Texas, Forty-third Legislature, Regular Session, Chapter 166; and the appropriation herein made shall be out of the same fund as shown in said general bill.

It shall be the duty of the Executive Bond Consultant of the Board of County and District Road Indebtedness to serve in an advisory capacity to the State Board of Education in the purchase of bonds by said Board out of the Permanent School Fund of Texas, and in connection with the purchase of said bonds and all investigations concerning same and in the keeping of records pertaining to same; the Executive Bond Consultant herein provided for shall, with the consent of said Board, select a school bond clerk who shall perform such duties in connection with the purchase of bonds by the State Board of Education as may be prescribed by said State Board of Education, and the Executive Bond Consultant of the Board of County and District Road Indebtedness.

## Texas State Highway Department

	For the Years Ending	
	August 31, 1934	August 31, 1935
Administration Division:		
Telephone operator .....	\$ 300.00	\$ 300.00
Mailing clerk .....	60.00	120.00
Engineering Division:		
Engineers' materials and tests.....	150.00	150.00

Provided, that the above and foregoing amounts appropriated herein for the State Highway Department, and for services rendered by other agencies of the State Government to the Highway Department, shall be paid out of the State Highway Fund upon warrants issued by the State Comptroller, as provided by Chapter 1, Title 116, Revised Civil Statutes, 1925, and amendments thereto; provided, further, that all funds or balances of funds on hand September 1, 1933, and all funds coming into the State Highway Fund and derived from registration fees or from other sources, after deducting the total of the specific appropriations herein made, are hereby appropriated to the State Highway Department for the establishment of a system of State highways and the construction and maintenance thereof, as contemplated and set forth in said Chapter 1, Title 116, and Chapter 186, General Laws of the Regular Session of the Thirty-ninth Legislature, and amendments thereto.

The above amounts are hereby appropriated in addition to the amounts heretofore appropriated for the positions itemized above, and shall be used to supplement said appropriation made for the above positions in General Appropriation Bill for State Departments, known as House Bill No. 167, and shown in the General Laws of the State of Texas, Forty-third Legislature, Regular Session, Chapter 166.

## State Treasury Department

## Cigarette Tax Division

Amend House Bill No. 167, Chapter 166, of the General Laws of the Forty-third Legislature, page 506, item number one under maintenance

and miscellaneous for the Cigarette Tax Division of the State Treasury Department to read hereafter as follows:

	For the Years Ending	
	August 31, 1934	August 31, 1935
Designing and manufacturing cigarette stamp etching and dies and printing stamps.....	\$ 27,000.00	\$ 3,000.00

#### Board of Water Engineers

Traveling expenses .....	\$ 1,000.00	.....
Office supplies .....	400.00	.....
	<u>\$ 1,400.00</u>	

#### Department of Education

Postage and stationery .....	\$ 3,000.00	.....
Printing .....	2,250.00	.....
Contingent .....	1,000.00	.....
Furniture and typewriters .....	100.00	.....
Per diem and expense of Text Book Commission, payable out of Text Book Fund.....	310.00	.....
Traveling expense .....	2,000.00	.....
	<u>\$ 8,660.00</u>	

There is hereby appropriated the sum of \$150,000, contingent upon securing from the Federal Government, or other sources, an absolute grant of \$350,000 additional money to be used in the construction, furnishing, and equipping of a State Courts Building in Austin, to be occupied by the Supreme Court, the Court of Criminal Appeals, and the Attorney General's Department, on State-owned ground, to be approval by the Board of Control and the Supreme Court.

#### Adjutant General's Department

	For the Years Ending	
	August 31, 1934	August 31, 1935
To each regimental brigade, division, and train headquarters, for postage and stationery .....	\$ 75.00	\$ 150.00
Monthly pro rata to each company, troop, battery, detachment and band, for actual necessary expenses, lights, water, stamps, and stationery .....	450.00	900.00
Total .....	<u>\$ 525.00</u>	<u>\$ 1,050.00</u>

#### Live Stock Sanitary Commission

Inspectors, none to exceed \$1,320 per year.....	\$ 50,000	.....
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There is hereby appropriated out of the General Fund in the State Treasury, not otherwise appropriated, to cover an emergency appropriation for the Sam Houston State Teachers College, at Huntsville, Texas, in the amount of \$2,800, or so much thereof as may be necessary. Said appropriation is made for the purpose of aiding the City of Huntsville and the CWA in financing of the construction of paving around the State Teachers College, at Huntsville, Texas. This appropriation is made subject to the condition that the Board of Regents of the Sam Houston State Teachers College shall have charge of such construction and expenditure of the sum of money hereby and herein appropriated to said institution.

## Comptroller's Department

	For the Years Ending	
	August 31,	August 31,
	1934	1935

To pay respective counties taxes due them on University land contained in such counties, to be paid out of the General Fund.....\$	35,000.00	.....
	(or so much thereof as may be nec- essary).	

Sec. 2. The fact that the above and foregoing is an emergency appropriation for the support and maintenance of the Departments named herein of the State Government, for the fiscal year ending August 31, 1934, and the fiscal year ending August 31, 1935, and in the interest of good public policy should be passed as speedily as possible, creates an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

HOLBROOK,  
REDDITT,  
PATTON,  
PARR,  
HORNSBY,

On the part of the Senate;

HARMAN,  
BURNS,  
KAYTON,  
STOVALL,

On the part of the House.



Mr. Harman moved that the report be adopted.

Mr. Vaughan moved that the report be not adopted.

Question first recurring on the motion by Mr. Vaughan, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—68

Adamson.	Laird.
Aikin.	Latham.
Atchison.	Lindsey.
Baker.	Lotief.
Barrett.	McCullough.
Beck.	McKee.
Bourne.	Merritt.
Calvert.	Mitcham.
Camp.	Munson.
Canon.	Parkhouse.
Coombes.	Puryear.
Cowley.	Ratliff.
Crossley.	Reed of Bowie.
Dean.	Reed of Dallas.
Dunagan.	Roark.
Fain.	Roberts.
Ford.	Rogers of Hunt.
Fuchs.	Rogers
Golson.	of Ochiltree.
Good.	Rollins.
Goodman.	Savage.
Griffith.	Scott.
Harris.	Shults.
Head.	Stubbsman.
Hicks.	Tarwater.
Hodges.	Tennyson.
Holekamp.	Thomas.
Hoskins.	Tillery.
Hunter.	Turlington.
Hyder.	Vaughan.
James.	Walker.
Jones of Atascosa.	Wells.
Jones of Runnels.	Winningham.
Kyle of Hays.	Wood.
Kyle of Palo Pinto.	

## Nays—35

Burns.	Lemens.
Caven.	Mackay.
Celaya.	McGregor.
Colson.	Metcalfe.
Daniel.	Moffett.
Duvall.	Palmer.
Dwyer.	Patterson.
Engelhard.	Ray.
Greathouse.	Reader.
Hankamer.	Renfro.
Harman.	Russell.
Hill.	Stanfield.
Huddleston.	Steward.
Hughes.	Stinson.
Jackson.	Stovall.
Jefferson.	Townsend.
Jones of Shelby.	Wagstaff.
Kayton.	

## Absent

Alexander.	Johnson
Alsup.	of Anderson.
Anderson.	Leonard.
Barron.	Long.
Bergman.	Magee.
Bradley.	Mathis.
Butler.	McDougald.
Cathey.	Moore.
Chastain.	Morrison.
Clayton.	Morse.
Davidson.	Nicholson.
Devall.	Pavlica.
Dunlap.	Pope.
Glass.	Ramsey.
Graves.	Riddle.
Harrison.	Scarborough.
Hartzog.	Shannon.
Hester.	Smith.
Holland.	Van Zandt.
	Young.

## Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

Mr. Griffith moved to reconsider the vote by which the House refused to adopt the report.

Mr. Vaughan moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—69

Adamson.	Hodges.
Aikin.	Holekamp.
Alexander.	Hoskins.
Atchison.	Hunter.
Baker.	James.
Barrett.	Jones of Atascosa.
Beck.	Jones of Runnels.
Bergman.	Jones of Shelby.
Bourne.	Kyle of Hays.
Canon.	Latham.
Cowley.	Lindsey.
Crossley.	Long.
Dean.	Lotief.
Dunagan.	McCullough.
Fain.	McKee.
Ford.	Merritt.
Fuchs.	Mitcham.
Glass.	Morrison.
Golson.	Munson.
Good.	Puryear.
Goodman.	Ratliff.
Harris.	Reed of Bowie.
Head.	Reed of Dallas.
Hicks.	Roark.

Roberts.	Stubbeman.
Rogers of Hunt.	Tennyson.
Rogers	Thomas.
of Ochiltree.	Tillery.
Rollins.	Turlington.
Savage.	Vaughan.
Scott.	Wagstaff.
Shults.	Walker.
Stanfield.	Wells.
Steward.	Winningham.
Stovall.	Wood.

## Nays—34

Burns.	Laird.
Celaya.	Lemens.
Colson.	Mackay.
Daniel.	McGregor.
Duvall.	Metcalfe.
Dwyer.	Moffett.
Engelhard.	Moore.
Greathouse.	Nicholson.
Griffith.	Palmer.
Hankamer.	Parkhouse.
Harman.	Patterson.
Hill.	Ray.
Huddleston.	Reader.
Hyder.	Renfro.
Jackson.	Russell.
Jefferson.	Scarborough.
Kayton.	Townsend.

## Absent

Alsop.	Hughes.
Anderson.	Johnson
Barron.	of Anderson.
Bradley.	Kyle of Palo Pinto.
Butler.	Leonard.
Calvert.	Magee.
Camp.	Mathis.
Cathey.	McDougald.
Caven.	Morse.
Chastain.	Pavlica.
Clayton.	Pope.
Coombes.	Ramsey.
Davidson.	Riddle.
Devall.	Shannon.
Dunlap.	Smith.
Graves.	Stinson.
Harrison.	Tarwater.
Hartzog.	Van Zandt.
Hester.	Young.
Holland.	

## Absent—Excused

Bedford.	Johnson
Fisher.	of Dimmit.
Holloway.	Lange.
Hunt.	Weinert.

**MOTION TO TAKE UP SENATE  
CONCURRENT RESOLUTION  
NO. 28**

Mr. Greathouse asked unanimous consent to take up, for consideration at this time,

S. C. R. No. 28, Relative to authorizing the depositors of the Texas National Bank of Fort Worth, Texas, to sue the State, and that the Rule be suspended for the purpose of considering the resolution.

The motion was lost.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the conference report on Senate Bill No. 3 by the following vote: Yeas, 22; nays, 6.

Respectfully,  
**BOB BARKER,**  
Secretary of the Senate.

## BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 13, "An Act providing for the canceling of unsold Texas Relief Bonds; declaring Texas Relief Bonds, First Series, already sold valid and binding obligations of the State; providing for the issuance of State Relief Bonds, to be designated as Texas Relief Bonds, Second Series, in the sum of seven million, seven hundred fifty thousand dollars (\$7,750,000), under Section 51-a, Article III, of the Constitution of the State of Texas; providing for the sources of revenue from which said bonds shall be paid and their denominations, date, maturities, interest rate, and date of payment of interest, place of payment, exempting same from taxation; providing that Texas Relief Bonds, First and Second Series, shall be eligible to secure deposits of the State of Texas, counties, cities or political subdivisions thereof and public corporations thereof; providing for their approval by the Attorney General, signing by the Governor, attesting by the Secretary of State, and registering by the Comptroller and Treasurer; providing for the procedure for the sale of the bonds, and the disposition of the proceeds thereof; prohibiting borrowing in anticipation of future issuance of bonds; pro-

viding any officer or member of any board or commission of the State of Texas participating in any loan or advance shall be guilty of high misdemeanor; providing a method of retirement of Texas Relief Bonds, First Series, and the interest thereon, and making an appropriation therefor, providing for the method of retirement of Texas Relief Bonds, Second Series, and the interest thereon, and making an appropriation therefor; directing payment thereof; providing for the destruction of issued and unsold bonds and of redeemed bonds; providing for the transfer of any unused moneys derived from the sale of said bonds to the Texas Relief Bond Sinking Fund, Second Series; authorizing filing of suit in case of default in payment; providing for the appropriation of the proceeds from the sale of said bonds to the Texas Relief Commission; providing that funds derived from the sale of said bonds and other moneys otherwise provided by this Act be administered by the same agencies and in the same manner, and for the same purposes as provided in Chapter 37, Acts of the First Called Session of the Forty-third Legislature, specifying the manner said money shall be expended; providing for certain appropriations out of the General Fund; providing for the method of calling the Texas Relief Commission; providing members of said Commission shall serve without compensation except for certain transportation and per diem expenses; prohibiting members of the Commission and county relief boards and employes of both from becoming candidates; providing for employing an executive secretary; providing for rules and regulations for handling certain funds for county or municipal projects; providing for the expenditure of certain sums for hospital services; providing for the expenditure of certain funds for tuberculosis patients; providing for rules for competitive bids; providing for rules that none of the funds shall be paid to relatives of certain State officials; providing for penalties for misappropriation of funds and/or for making false statements or misrepresentations in order to secure money for relief; providing that if any section, clause, or sentence is held unconstitutional, such holding shall not affect the remaining portion of the Act, and declaring an emergency."

H. B. No. 138, "An Act repealing all of Section 6-a, of House Bill No. 11, Chapter 214, Acts, Regular Session, Forty-third Legislature, page 637, and declaring an emergency."

H. B. No. 14, "An Act to amend Article 5395, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, relative to the time of payment of rentals on mining claims awarded under Article 5394, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925; suspending for a period of one year from the effective date of this Act all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 43, "An Act amending Article 6032, Title 102, Revised Civil Statutes of 1925, as amended by Chapter 26, Acts Forty-second Legislature, First Called Session, and Chapter 162, Acts, Forty-third Legislature; appropriating the proceeds of the tax derived by the provisions of Article 6032 to the Railroad Commission of Texas for the enforcement of the oil and gas laws of this State, etc."

H. B. No. 66, "An Act making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill any wild deer, buck, doe, fawn, or wild turkey in the Counties of Hemphill, Roberts, Hutchinson, Potter, Randall, Armstrong, and Briscoe, and prescribing a penalty, and declaring an emergency."

H. B. No. 133, "An Act to amend Article 6869, of the Revised Civil Statutes, as amended by the Acts of the Forty-first Legislature, dealing with the appointment, authority, duties, and qualifications of deputy sheriffs, limiting the number of such deputies in any county, and providing for the payment of their compensation, by adding a clause thereto exempting counties of over 355,000 population from the provisions of said Article 6869, as amended as aforesaid, in so far as the same relates to the number of deputies; etc."

H. B. No. 119, "An Act amending Subdivision f, of Section 6, of Chapter 116, Acts of the Forty-third Legislature, and declaring an emergency."

H. B. No. 156, "An Act validating the consolidation proceedings consolidating Buffalo Independent School District of Leon County, and Concord

Common School District No. 41 and Martin Common School District No. 8 of Freestone County; providing for a board of trustees; etc., and declaring an emergency."

H. B. No. 148, "An Act to amend Article 878, of the Penal Code of the Revised Civil Statutes of 1928, relating to the wild duck and geese zone; placing certain counties in the north zone which are now located in the south zone, being Shelby, Nacogdoches, San Augustine, Angelina, Sabine, Polk, Tyler, Jasper, and Newton, and changing the zone line as to include these counties in the north zone, and declaring an emergency."

H. B. No. 27, "An Act making an appropriation to pay deficiencies for interest on bonds of the State of Texas, held by Permanent School Fund, Permanent Lunatic Asylum Fund, Permanent Blind Institute Fund, Permanent Deaf and Dumb Institute Fund, and Permanent Orphans Home Fund of the State of Texas, authorizing payment of interest on the taking effect of this Act."

H. B. No. 34, "An Act granting permission to Mrs. Ola Anderson and Oran Anderson, surviving wife and son of Henry A. Anderson, deceased, to bring suit against the State of Texas in the District Court of Denton County, Texas, for damages for personal injuries resulting in death received by the said Henry A. Anderson while on duty as a laborer in the employ of the North Texas State Teachers College, at Denton, Texas; etc."

H. B. No. 45, "An Act providing for the Agricultural and Mechanical College Substation No. 12, located in Hardeman County, Texas, in order to provide material and labor to reconstruct buildings destroyed by fire on January 18, 1934; making an appropriation to said Agricultural and Mechanical College Substation No. 12, for said purposes, and declaring an emergency."

H. B. No. 56, "An Act repealing House Bill No. 854, as passed by the Regular Session of the Forty-third Legislature in Regular Session, and declaring an emergency."

H. B. No. 64, "An Act providing that in all counties having a population in excess of 350,000 inhabitants, according to the last available Federal Census, the county school super-

intendent shall be appointed by the board of county school trustees, and shall hold office for four years, and declaring an emergency."

H. B. No. 75, "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Bell County; prohibiting the transportation by any one person at one time of more than one hundred and twenty-five (125) minnows beyond the borders of Bell County; providing a penalty, and declaring an emergency."

H. B. No. 78, "An Act to validate the organization and creation of all school districts including common school districts, independent school districts, etc., validating all tax levies made in behalf of said districts; making certain exceptions, and declaring an emergency."

H. B. No. 107, "An Act creating Indian Village Independent School District of Polk County, including the present Indian Village Common School District No. 17 of said county; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privilege, and duties conferred upon independent school districts incorporated or established under the general laws of Texas for school purposes only; providing that the board of trustees of the existing common school district included herein shall serve until their successors are selected in accordance with the provisions of this Act, and declaring an emergency."

H. B. No. 33, "An Act authorizing the Governor to refund the principal of outstanding State of Texas bonds held by the State Permanent School Fund, and other educational and eleemosynary institutions' permanent funds; authorizing and directing the Governor to exchange said refunding bonds for the principal of outstanding State of Texas bonds; making an appropriation to pay the expense of such refunding, and declaring an emergency."

H. B. No. 115, "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species, for a period of five (5) years, in Midland County, Texas; fixing penalty, and declaring an emergency."

H. B. No. 132, "An Act to provide a more efficient system for the appointment of deputy district clerks

serving in counties of more than 355,000 population, in which counties there are more than one district court, including criminal district courts, by providing that the clerk of the district court may appoint a deputy for each district court or criminal district court in his county when directed so to do by the judge of any such court; fixing the salaries of such deputies, and providing a method for their payment, and declaring an emergency."

H. B. No. 141, "An Act to prohibit the taking, killing or possession of wild fox for the purpose of barter or sale in certain counties, and declaring an emergency."

H. B. No. 124, "An Act to amend Chapter 105 of the Special Laws passed by the Thirty-third Legislature, at its Regular Session in 1913, same being a special road law for Jackson County, Texas, by adding thereto Sections 4-a, 4-b, and 4-c, creating Road District No. 7, Jackson County, Texas, defining and specifically setting out its boundaries; etc."

H. B. No. 122, "An Act amending Title 26, of the Revised Civil Statutes of Texas, 1925, providing for the creation of trust funds, for maintenance of cemetery lots, and the appointment of trustees and substitute trustees therefor, and for the construction of said trust; defining terms; providing for the organization of cemetery corporations; etc."

S. B. No. 22, "An Act to provide for holding a Texas Centennial Celebration or Celebrations, in 1936; to provide for the creation of a Texas Centennial Commission of not less than twenty-one members and its permanent organization, and declaring an emergency."

H. B. No. 95, "An Act amending Article 1119, of the Revised Civil Statutes of 1925, so as to change the population of towns coming within its scope from two thousand (2,000) to five hundred (500); and to limit the earnings of persons, companies, or corporations, coming within the provisions of said article, to an amount not exceeding a fair return upon the fair value of property used and useful in rendering its service to the public; which return shall never exceed ten per cent (10%) per annum, and declaring an emergency."

H. B. No. 96, "An Act to amend Section 9, of Article 1112-b, of the Penal Code of the State of Texas, being Section 9, of an Act of the Forty-third Legislature, passed at its Regular Session, Chapter 165, page 422, by providing for punishment by fine not exceeding five hundred dollars (\$500), or imprisonment in the county jail not exceeding six (6) months, or both such fine and imprisonment, of any person who shall violate any of the provisions of Sections 5, 5-a, or 5-b, of the Acts of the Forty-third Legislature, or any rule or order duly adopted and promulgated by the governmental agency under the terms of the Act of the Regular Session, being Chapter 165, page 422, and making it a felony, by punishment in the State Penitentiary for not less than two (2) nor more than four (4) years, for any person to violate any of the other provisions of this Act, or who shall fail to comply with the terms of any rule, regulation; etc."

S. B. No. 19, "An Act to validate the adoption papers that were signed by the adopting parent or parents, prior to January 1, 1923, and making the acts of adoption prior thereto valid, whether the adoption papers were authenticated or acknowledged as deeds are required to be, or whether same were filed for record prior to the death of the adopting parent or parents, and declaring an emergency."

H. B. No. 161, "An Act further defining the offense of bribery; making any person employed in any department of the State Government guilty of bribery who contributes to the head of the department in which he is employed any money or property to further the campaign of such department head for nomination or election to any State office; providing that if any such employe uses any property belonging to the State to aid in any campaign for office sought by the head of the department in which he is employed, he shall be guilty of bribery; providing that any State officer who accepts campaign contributions from State employes in his department or knowingly permit same to be done, shall be guilty of accepting a bribe; providing penalties; and declaring an emergency."

H. B. No. 99, "An Act amending Section 5, of Chapter 26, Acts, For-

ty-second Legislature, First Called Session, providing for the control of refineries, requiring reports of same, authorizing the Railroad Commission agents to inspect refinery properties; requiring such refineries to equip their pipe lines with meters and report measurements of same, and declaring an emergency."

H. B. No. 144, "An Act amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; and amending Article 3902, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; providing for the fees of office that may be retained by certain precinct officers in certain counties; providing for salaries that may be paid certain assistants to certain officers in certain counties, and declaring an emergency."

S. B. No. 78, "An Act to authorize each county, and the commissioners court thereof, of the State of Texas, which has a population of more than 250,000, as shown by the last official Federal Census, to acquire by purchase lands for use as county public parks, and authorizing the commissioners court of each such county to issue and deliver bonds and/or time warrants in payment for such lands of not exceeding an aggregate principal amount of 25,000, without submitting the same to the voters or to any election, and authorizing the commissioners court of each such county to levy, assess, and collect a tax to create necessary sinking fund to pay such bonds and/or time warrants at maturity and to pay interest thereon, and declaring an emergency."

H. B. No. 112, "An Act to amend Article 1650 of the Revised Civil Statutes of Texas, of 1925, with respect to the authority of the county auditor to appoint assistants, and limiting the number thereof in certain counties, providing for the hearing, approval and certification of such appointments by the district judge or district judges having jurisdiction, in certain counties, providing requirements concerning the qualifications, duties and compensation of such assistants; providing for stationery and equipment for such auditors in all

counties having a county auditor; amending Article 1641 of the Revised Civil Statutes of 1925, authorizing any commissioners court and/or the grand jury of any county, if an imperative public necessity exists therefor, to employ a disinterested, competent and expert public accountant for the same purposes as authorized in Article 1641, or for any other necessary purpose, providing, however, same shall not be made more than once every two (2) years, except for supplementing any audit theretofore made, and providing for same notice as provided in preceding article; repealing all laws or parts of laws in conflict herewith; but providing that nothing herein shall repeal Article 1673 as amended by Chapter 175, Acts Forty-third Legislature, Regular Session; providing that if any part or section of this Act shall be held unconstitutional, it shall not in anywise affect the remaining part of same, and declaring an emergency."

H. B. No. 67, "An Act requiring every person, firm, corporation or association of persons in this State who sells cigarettes by means of a vending machine of any kind or character to secure a permit from the Comptroller of Public Accounts, as is required of other dealers under the provisions of Chapter 90, Acts of the First Called Session of the Forty-third Legislature; providing for the payment of ad valorem taxes on vending machines used by any such person, firm, or corporation; providing for the filing of an ad valorem tax receipt upon each such machine with the Comptroller of Public Accounts; providing for the securing of such permit; providing for the method of moving said vending machines from one county to another; providing that no permit is transferable from one dealer to another; providing for a fee of five dollars (\$5) for each permit issued; providing that cigarettes vended by means of such machine shall carry the stamp, and the sale of such cigarettes shall be subject to all of the requirements of Chapter 90, Acts of the First Called Session of the Forty-third Legislature; providing that no occupation tax other than the one herein imposed shall be levied for the privilege of selling cigarettes by means of a vending machine; providing that all laws or parts of laws in conflict herewith are hereby repealed; providing for the disposition of the revenue derived from said permit fee; providing

that one-half the revenue derived from this tax is to be credited to the Available School Fund and one-half to the General Fund of the State, and declaring an emergency."

S. B. No. 3, "An Act temporarily enlarging the powers of the district courts of this State to grant continuances and stays of execution in suits to foreclose liens upon real property, and to grant restraining orders and temporary injunctions restraining sales of real estate under deeds of trust and other contracts and sales under executions and orders of sale; specifying the necessary allegations for motions for continuance, application for stay orders, and petitions for injunction, and prescribing the contents of orders granting such continuances, stay orders and injunctions; providing for payment of rent on real property involved; prescribing the duration of stay orders, continuances and injunctions and for the renewal thereof and the dissolution thereof; prescribing that such motions and petitions for such relief shall be addressed to the sound discretion of the trial court, and that the refusal of such relief shall be reviewable on appeal; providing for the appointment of receivers, for the entry of judgments by agreement, suspending statutes of limitation as to real property for which relief under this Act is involved; making the several provisions of the Act separate and distinct; extending the Act to guarantors, sureties, and indorsers where payment of debt is postponed for party primarily liable; repealing all laws in conflict, and declaring an emergency."

#### RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled resolutions:

S. C. R. No. 34, To suspend Joint Rule No. 11.

H. C. R. No. 37, Suspending Rule 11, of the Joint Rules of the House, and Senate to take up Senate Bill No. 77.

H. C. R. No. 48, Instructing the Enrolling Clerk of the House to correct House Bill No. 86.

H. C. R. No. 20, Relative to the payment of \$200.00 to the Doole

Rural High School District No. 28, of McCulloch County,

H. C. R. No. 12, Declaring it to be the intention of the Legislature that Chapter 165, Acts of the Forty-second Legislature, Regular Session, shall control certain deposit of securities, etc.

H. C. R. No. 23, Relative to offering rewards for notorious criminals.

H. C. R. No. 24, Granting A. J. Harbers permission to sue the State.

H. C. R. No. 25, Granting Noel P. Smith permission to sue the State.

H. C. R. No. 27, Relative to Texas Tree Centennial.

H. C. R. No. 29, Relative to report of certain committee in regard to the violation of the Anti-Nepotism Law.

H. C. R. No. 34, Relative to the consideration of Senate Bill No. 78.

H. C. R. No. 49, Instructing the Enrolling Clerk to amend the caption of House Bill No. 66.

H. C. R. No. 53, Instructing the Enrolling Clerk to correct certain error in House Bill No. 122.

H. C. R. No. 31, Granting J. W. Beretta permission to sue the State.

S. C. R. No. 25, Declaring legislative intent in regard to the lease of unsurveyed school lands.

S. C. R. No. 38, Suspending Joint Rule No. 11 to dispose of Senate Bill No. 19.

S. C. R. No. 37, Suspending Joint Rule No. 11 to consider House Bill No. 49.

S. C. R. No. 34, Suspending Joint Rule No. 11 to consider House Bill No. 105.

#### PROVIDING FOR ADJOURNMENT SINE DIE

Mr. Aikin offered the following resolution:

Whereas, The House of Representatives of the Second Called Session of the Forty-third Legislature has now completed its duties, and is now ready to adjourn sine die; therefore, be it

Resolved by the House of Representatives, That the Speaker appoint two committees of five Members each, one to notify the Governor, and the other to notify the Senate, that the House has completed its labors, and is now ready to adjourn sine die.

AIKIN,  
LATHAM.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committees:

To notify Governor: Messrs. Latham, Lotief, Puryear, Shults, and Reed of Bowie.

To notify Senate: Messrs. Aikin, Atchison, Lemens, Dwyer, and Devall.

#### GOVERNOR NOTIFIED

The committee appointed to notify the Governor that the House has completed its labors, and is now ready to adjourn sine die, appeared at the Bar of the House, and, being duly announced, stated that they had performed the duty assigned them.

#### SENATE NOTIFIED

The committee appointed to notify the Senate that the House has completed its labors and is now ready to adjourn sine die, appeared at the Bar of the House, and, being duly announced, stated that they had performed the duty assigned them.

#### HOUSE NOTIFIED

A committee from the Senate appeared at the Bar of the House, and, being duly announced, stated that the Senate has completed its labors, and is now ready to adjourn sine die.

(Pending the enrolling of House bills, Mr. Savage and Mr. Walker occupied the Chair, temporarily.)

(Speaker in the Chair.)

#### ADJOURNMENT SINE DIE

Mr. Puryear moved that the Second Called Session of the Forty-third Legislature adjourn sine die.

The motion prevailed.

Rev. Geo. W. Coltrin, Chaplain, offered prayer.

Speaker Stevenson, at 12 o'clock midnight, pronounced the Second Called Session of the Forty-third Legislature adjourned sine die.

#### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports, as follows:

State Affairs: Senate Bill No. 78 and House Concurrent Resolution No. 35.

Education: Senate Bill No. 76.

Appropriations: Senate Bill No. 77.

Criminal Jurisprudence: Senate Bill No. 50.

Highways and Motor Traffic: Senate Bill No. 23.

Judiciary: Senate Bill No. 19.

The Committee on Municipal and Private Corporations filed an adverse report with a minority favorable on Senate Bill No. 44.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 18, Granting W. D. Malone and B. Dreyer, of El Paso County, Texas, permission to sue the State of Texas,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 33, Instructing the Enrolling Clerk of the House to make a certain correction in House Bill No. 79,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 21, Granting J. O. Currie and J. C. Locklar, of Midland County, Texas, permission to sue the State of Texas,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred



H. B. No. 28, "An Act amending Sections 1, 2, 4, 5, 6, 8, 9, and 12, Chapter 241, Acts of the Regular Session, Forty-third Legislature, page 843, and further amending Chapter 241, Acts Regular Session, Forty-third Legislature, page 843, by adding a new section to said Act, to be designated and styled as Section 17-b, which new section vests and empowers the Commission of Labor with the power to promulgate all necessary rules and regulations for the purpose of carrying out the provisions of the Wrestling and Boxing Law, and providing for fines and penalties for the violation of any rule prescribed by the Commissioner of Labor, and violation of any provision of the Wrestling and Boxing Law wherein a penalty is not specifically provided, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 79, "An Act amending Section 3, of Chapter 67, Acts of the First Called Session of the Forty-third Legislature, same being Senate Bill No. 52, so as to provide the method of prorating funds provided in said chapter, fixing date for filing claims under said appropriation, providing that claims arising thereunder shall not be negotiable or assignable; providing that no commissions or fees shall be paid for presenting and/or prosecuting said claims; declaring it to be the intention of this Act to reimburse growers for expenses incurred in sterilizing cotton seed and fumigating cotton where same is produced in Texas, whether ginned in this State or some other, if said expense was charged by reason of the Texas regulatory laws in such cases, providing that when any claim is paid only in its proportionate part, said claim shall be receipted for in full, and no further payment made by the State for such claim, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 37, Suspending Rule No. 11, of the Joint Rules of the House and Senate, in order to take up Senate Bill No. 77,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 26, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 96, "An Act to amend Section 9, of Article 1112-b, of the Penal Code of the State of Texas, being Section 9 of an Act of the Forty-third Legislature, passed at its Regular Session, Chapter 165, page 422, by providing for punishment by fine not exceeding five hundred dollars (\$500), or imprisonment in the county jail not exceeding six (6) months, or both such fine and imprisonment, of any person who shall violate any of the provisions of Sections 5, 5-a, or 5-b, of the Acts of the Forty-third Legislature, or any rule or order duly adopted and promulgated by the governmental agency, under the terms of the Act of the Regular Session, being Chapter 165, page 422, and making it a felony, by punishment in the State Penitentiary for not less than two (2) nor more than four (4) years, for any person to violate any of the other provisions of this Act, or who shall fail to comply with the terms of any rule, regulation, or order adopted and promulgated by the governmental agency, under the provisions of this Act; making the president of any corporation, the chief managing executive of each association, and the active members of each firm and partnership, and the trustees of each trust criminally responsible for the failure to comply with the terms of said Act, or for the violation of any of the terms or provisions thereof, or any rule or order duly adopted and promulgated by the said governmental agency, under the terms of said Act; declaring it to be the Legislative intent to enact each

separate provision independent of the other provisions, and if any clause, sentence, or part of said Act shall be declared unconstitutional, the same shall not affect any other clause, sentence, or part of same, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 48, Instructing the Enrolling Clerk of the House to correct House Bill No. 86,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 20, Relative to the payment of \$200 to the Doole Rural High School District No. 28, McCulloch County,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 12, Declaring it to be the intention of the Legislature that Chapter 165, Acts of the Forty-second Legislature, Regular Session, shall control the deposit of securities deposited under Article 696,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 141, "An Act to prohibit

the taking, killing, or possession of wild fox for the purpose of barter or sale in certain counties; providing penalties, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 138, "An Act repealing all of Section 6-a, of House Bill No. 11, Chapter 214, Acts, Regular Session, Forty-third Legislature, page 637, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 144, "An Act amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; and amending Article 3902, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature; providing for the fees of office that may be retained by certain precinct officers in certain counties; providing for salaries that may be paid certain assistants to certain officers in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 66, "An Act making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill any wild deer, buck, doe, fawn, or wild turkey in the Counties of Hemphill, Roberts, Hutchinson, Potter, Randall,

Armstrong, Montague, Briscoe, and Kent; prescribing a penalty, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 56, "An Act repealing House Bill No. 854, as passed by the Forty-third Legislature in Regular Session, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 34, "An Act granting permission to Mrs. Ola Anderson and Oran Anderson, surviving wife and son of Henry A. Anderson, deceased, to bring suit against the State of Texas in the District Court of Travis County, Texas, for damages for personal injuries resulting in death received by the said Henry A. Anderson while on duty as a laborer in the employ of the North Texas State Teachers College at Denton, Texas; providing that such suit may be filed within two (2) years after this Act takes effect; providing for the method of serving process and for procedure governing the trial and determination of such suit, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 156, "An Act validating the consolidation proceedings consolidating Buffalo Independent School District of Leon County, and Concord Common School District No. 41 and Martin Common School District No. 8 of Freestone County; providing for

a board of trustees; providing for compensation of secretary of the board; providing for the appointment of tax assessor of said independent school district; validating election proceedings and election held in said district on the twenty-third day of January, 1934, authorizing the issuance of twenty-seven thousand dollars (\$27,000) of bonds, and levying a tax in payment thereof, including the petition, orders, notices, and election returns; authorizing the board of trustees to complete the issuance and sale of such bonds; providing the provisions of this Act shall be cumulative of all the general laws governing independent school districts; providing if any part of this Act is declared unconstitutional, it shall not affect the validity of the remainder of the Act; repealing all laws in conflict herewith; providing nothing in this Act shall affect any local maintenance tax for bond purposes heretofore voted, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 75, "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Bell County; prohibiting the transportation by any one person at one time of more than one hundred and twenty-five (125) minnows beyond the borders of Bell County; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 115, "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species, for a period of five (5) years, in Midland County, Texas; fixing penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 86, "An Act to amend Senate Bill No. 111, passed at the Third Called Session of the Thirty-eighth Legislature, as amended by paragraphs 15 and 59, of Article 199, of the Revised Civil Statutes of Texas of 1925, which article provides for judicial districts of the State; and which paragraph 15 defines the Fifteenth Judicial District, and determines the date and length of term of such district court in Grayson County; and which paragraph 59 defines the Fifty-ninth Judicial District, and determines the date and length of term of such district court in each of the counties of said district, namely, Grayson and Collin Counties; providing a method for impaneling grand juries in said judicial districts; providing a method of transferring cases from one court to the other; providing who shall be the clerk of said courts, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 124, "An Act to amend Chapter 105, of the Special Laws passed by the Thirty-third Legislature, at its Regular Session in 1913, same being a special road law for Jackson County, Texas, by adding thereto Sections 4-a, 4-b, and 4-c, creating Road District No. 7, Jackson County, Texas; defining and specifically setting out its boundaries, including therein portions of Road Districts Nos. 1 and 3 of said county; authorizing the commissioners court to continue to levy an ad valorem tax for the payment of the principal and interest on all outstanding bonds of the former districts embraced within Road District No. 7 herein created; authorizing the issuance of bonds by

the newly created road district in the manner and at such times as provided by the general laws of Texas, for the issuance of bonds by road districts, and in conformity with Article III, Section 52, of the State Constitution, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 107, "An Act creating Indian Village Independent School District of Polk County, including the present Indian Village Common School District No. 17 of said county; providing a board of trustees therefor; vesting said independent school district and board of trustees with certain rights, powers, privileges, and duties conferred upon independent school districts incorporated or established under the General Laws of Texas for school purposes only; providing that board of trustees of the existing common school district included herein shall serve until their successors are selected in accordance with the provisions of this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 132, "An Act to provide a more efficient system for the appointment of deputy district clerks serving in counties of more than three hundred and fifty-five thousand (355,000) population, in which counties there are more than one district court, including criminal district courts, by providing that the clerk of the district court may appoint a deputy for each district court or criminal district court in his county when directed so to do by the judge of any such court; fixing the salaries of such deputies, and providing a method for their payment, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 45, "An Act providing for the Agricultural and Mechanical College Substation No. 12, located in Hardeman County, Texas, in order to provide material and labor to reconstruct buildings destroyed by fire on January 18, 1934; making an appropriation to said Agricultural and Mechanical College Substation No. 12 for said purposes, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 133, "An Act providing that in counties having a population in excess of one hundred ninety-seven thousand five hundred (197,500), according to the last preceding Federal Census, the provisions of Article 6869, Revised Civil Statutes of Texas, of 1925, as amended, in so far as such limits the number of deputies allowable to sheriffs, shall not apply, but the sheriff in any such county shall have the number of deputies allowed him by the commissioners court of such county, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 119, "An Act amending Subdivision f, of Section 6, of Chapter 116, Acts of the Forty-third Legislature, Regular Session, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 27, Designating March 2, 1936, as Texas Tree Centennial celebration,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 29, Requesting the committee investigating the violations of the Nepotism Law to make a partial report of its findings and recommendations on or before February 27, 1934,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 23, Endorsing the policy of offering a reward for notorious, well-known, and outstanding criminals, and endorsing and approving the manner in which peace officers of Texas are attempting to suppress crime,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 31, Granting permission to J. W. Beretta and J. W. Beretta Engineers, Inc., to bring suit against the State Highway Commission of the State of Texas in the District Court of Travis County, Texas,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. C. R. No. 53, Instructing the  
Enrolling Clerk of the House to cor-  
rect the caption of House Bill No. 122,  
Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. C. R. No. 49, Instructing the En-  
rolling Clerk of the House to amend  
the caption of House Bill No. 66,  
Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. C. R. No. 34, Suspending Rule  
No. 11, of the Joint Rules of the House  
and Senate, until final disposition of  
Senate Bill No. 78,

Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. C. R. No. 25, Granting Noel P.  
Smith permission to bring suit against  
the Highway Commission of Texas,  
Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. C. R. No. 24, Granting A. J.  
Harbers permission to sue the State  
of Texas,

Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 95, "An Act amending  
Article 1119, of the Revised Civil  
Statutes of Texas of 1925, so as to  
make its provisions apply to all in-  
corporated cities or towns incorpo-  
rated under the General Laws of the  
State of Texas, and to limit the earn-  
ings of persons, companies, or corpo-  
rations coming within the provisions  
of said article to an amount not ex-  
ceeding a fair return upon the fair  
value of the property used and useful  
in rendering its service to the public;  
which return shall never exceed ten  
per cent (10%) per annum; repealing  
all laws and parts of laws in conflict  
herewith; providing if any part of the  
Act is declared unconstitutional, it  
shall not affect the validity of the  
remainder of the Act, and declaring  
an emergency,"

Has carefully compared same, and  
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 64, "An Act providing  
that in all counties having a popula-  
tion in excess of three hundred and  
fifty thousand (350,000) inhabitants,  
according to the last available Federal  
Census, the county school superintend-  
ent shall be appointed by the board  
of county school trustees, and shall  
hold office for four (4) years, and de-  
claring an emergency,"

Has carefully compared same, and  
finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 112, "An Act to amend

Article 1650, of the Revised Civil Statutes of Texas of 1925, with respect to the authority of the county auditor to appoint assistants, and limiting the number thereof in certain counties, providing for the hearing, approval, and certification of such appointments by the district judge or district judges having jurisdiction, in certain counties, providing requirements concerning the qualifications, duties, and compensation of such assistants; providing for stationery and equipment for such auditors in all counties having a county auditor; amending Article 1641, of the Revised Civil Statutes of 1925, authorizing any commissioners court and/or the grand jury of any county, if an imperative public necessity exists therefor, to employ a disinterested, competent, and expert public accountant for the same purposes as authorized in Article 1641, or for any other necessary purpose; providing, however, same shall not be made more than once every two (2) years, except for supplementing any audit theretofore made, and providing for same notice as provided in preceding article; repealing all laws or parts of laws in conflict herewith; but providing that nothing herein shall repeal Article 1673, as amended by Chapter 175, Acts, Forty-third Legislature, Regular Session; providing that if any part or section of this Act shall be held unconstitutional, it shall not in anywise affect the remaining part of same, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 161, "An Act making it a misdemeanor for any person employed in any department of State or county government who contributes to any member of any State or county department of the State Government in which he is employed any money or property to further the campaign of any such member of any State or county department of the State Government for nomination or election to any State or county office; providing, that if any such employee uses any property belonging to the

State or county to aid in any campaign for office sought by any member of any State or county department of the State Government in which he is employed, he shall be guilty of a misdemeanor; providing, that any State or county officer who accepts campaign contributions from State or county employes in his department, or knowingly permits same to be done, shall be guilty of a misdemeanor; providing penalties, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 67, "An Act requiring every person, firm, corporation or association of persons in this State who sells cigarettes by means of a vending machine of any kind or character to secure a permit from the Comptroller of Public Accounts, as is required of other dealers under the provisions of Chapter 90, Acts of the First Called Session of the Forty-third Legislature; providing for the payment of ad valorem taxes on vending machines used by any such person, firm, or corporation; providing for the filing of an ad valorem tax receipt upon each machine with the Comptroller of Public Accounts; providing for the securing of such permit; providing for the method of moving said vending machines from one county to another; providing that no permit is transferable from one dealer to another; providing for a fee of five dollars (\$5) for each permit issued; providing that cigarettes vended by means of such machine shall carry the stamp, and the sale of such cigarettes shall be subject to all of the requirements of Chapter 90, Acts of the First Called Session of the Forty-third Legislature; providing that no occupation tax other than the one herein imposed shall be levied for the privilege of selling cigarettes by means of a vending machine; providing that all laws or parts of laws in conflict herewith are hereby repealed; providing for the disposition of the revenue derived from said permit fee; providing that one-half the revenue derived from this tax is to be credited to the

Available School Fund and one-half to the General Fund of the State, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 13, "An Act providing for the canceling of unsold Texas Relief Bonds; declaring Texas Relief Bonds, First Series, already sold valid and binding obligations of the State; providing for the issuance of State Relief Bonds, to be designated as Texas Relief Bonds, Second Series, in the sum of seven million, seven hundred fifty thousand dollars (\$7,750,000), under Section 51-a, Article III, of the Constitution of the State of Texas; providing for the sources of revenue from which said bonds shall be paid and their denominations, date, maturities, interest rate, and date of payment of interest, place of payment, exempting same from taxation; providing that Texas Relief Bonds, First and Second Series, shall be eligible to secure deposits of the State of Texas, counties, cities or political subdivisions thereof and public corporations thereof; providing for their approval by the Attorney General, signing by the Governor, attesting by the Secretary of State, and registering by the Comptroller and Treasurer; providing for the procedure for the sale of the bonds, and the disposition of the proceeds thereof; prohibiting borrowing in anticipation of future issuance of bonds; providing any officer or member of any board or commission of the State of Texas participating in any loan or advance shall be guilty of high misdemeanor; providing a method of retirement of Texas Relief Bonds, First Series, and the interest thereon, and making an appropriation therefor, providing for the method of retirement of Texas Relief Bonds, Second Series, and the interest thereon, and making an appropriation therefor; directing payment thereof; providing for the destruction of issued and unsold bonds and of redeemed bonds; providing for the transfer of any unused moneys derived from the sale of said bonds to the Texas Relief Bond

Sinking Fund, Second Series; authorizing filing of suit in case of default in payment; providing for the appropriation of the proceeds from the sale of said bonds to the Texas Relief Commission; providing that funds derived from the sale of said bonds and other moneys otherwise provided by this Act be administered by the same agencies and in the same manner, and for the same purposes as provided in Chapter 37, Acts of the First Called Session of the Forty-third Legislature, specifying the manner said money shall be expended; providing for certain appropriations out of the General Fund; providing for the method of calling the Texas Relief Commission; providing members of said Commission shall serve without compensation except for certain transportation and per diem expenses; prohibiting members of the Commission and county relief boards and employes of both from becoming candidates; providing for employing an executive secretary; providing for rules and regulations for handling certain funds for county or municipal projects; providing for the expenditure of certain sums for hospital services; providing for the expenditure of certain funds for tuberculosis patients; providing for rules for competitive bids; providing for rules that none of the funds shall be paid to relatives of certain State officials; providing for penalties for misappropriation of funds and/or for making false statements or misrepresentations in order to secure money for relief; providing that if any section, clause, or sentence is held unconstitutional, such holding shall not affect the remaining portion of the Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 43, "An Act amending Article 6032, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts First Called Session, Forty-second Legislature; amending Section 11, Chapter 162, Acts Regular Session, Forty-third Legislature; appropriating the proceeds of the tax derived under the provisions hereof;



authorizing the Railroad Commission to employ such help and to incur such other expenses as are necessary to enforce the conservation laws of this State relating to oil and gas and the orders of the Railroad Commission promulgated pursuant thereto; amending the appropriation for the Oil and Gas Division of the Railroad Commission as contained in House Bill No. 167, Chapter 166, Acts Regular Session, Forty-third Legislature, at pages 497-8, providing for the employment by the Commission of a suitable person or persons to perform the services set forth in Article 6045, Revised Civil Statutes of 1925; providing if any person whose salary is paid out of the funds herein provided for, uses his time or a State-owned automobile for campaign purposes, he shall be subject to fine and imprisonment; providing that if any portion of this Act be held unconstitutional or invalid for any reason, such decision shall not affect the remaining portions, sections or paragraphs of this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 99, "An Act amending Section 3, Chapter 2, Acts, Forty-second Legislature, Fourth Called Session, requiring all persons, companies, or corporations producing, storing, transporting, refining, reclaiming, treating, marketing, or processing crude oil or natural gas, to keep accurate records pertaining to their business; authorizing and requiring the Railroad Commission of Texas to inquire into the facts in regard to such matters, or any of them; authorizing the Railroad Commission to require such persons to make and file with the Commission sworn statements or reports as to such facts; authorizing the Railroad Commission and its agents to inspect or gauge the wells, plants, tanks, or lines belonging to or under the control of such persons, companies, or corporations, and to examine the books and records of such persons, companies, or corporations; providing that the information thus secured

shall not be available for any private use but shall be restricted to the use of any governmental agency, making this Act cumulative of existing laws, and providing it shall not repeal the same, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 14, "An Act relating to mining claims and rights, amending Article 5395 of Chapter 5 of Title 86 of the Revised Civil Statutes of Texas, 1925, relating to the time of payment of rentals on mining claims awarded under Article 5397, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, and providing royalties to be paid the State from minerals produced upon such claims; and amending Article 5397, of Chapter 5, of Title 86, of the Revised Civil Statutes of Texas, 1925, providing for forfeiture of rights of locator or owner of mining claims by a Land Commissioner upon default of payment of any sum due within thirty (30) days after sum is due, or for making false reports or failing or refusing access to records, or knowingly failing or refusing to give correct information, or to furnish Land Office correct reports; providing such forfeited claims and minerals shall be subject to sale in manner provided by law for sale of minerals; providing for setting aside forfeiture and reinstating claims and all rights thereunder under certain conditions; suspending for a period of one year from the effective date of this Act all laws and parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 122, "An Act amending Title 26, of the Revised Civil Stat-

utes of Texas, 1925, providing for the creation of trust funds, for maintenance of cemetery lots, and the appointment of trustees and substitute trustees therefor, and for the construction of said trust; defining terms; providing for the organization of cemetery corporations, whether non-profit corporations organized by cemetery lots owners or private corporations organized for profit; providing that lot owners shall participate as shareholders in non-profit cemetery corporations; providing the method of organizing non-profit cemetery corporations; regulating crematories; providing for the acquisition of property and the dedication thereof and the supremacy of such dedication until removed in the manner provided herein; providing for the sale of property for interment purposes, for property rights therein, and for the inalienability thereof, and for a representative for a plot owned by two or more persons; providing for the establishment of rules and regulations by cemetery associations; providing for the establishment of perpetual care funds, defining perpetual and non-perpetual care cemeteries, and establishing regulations for perpetual care cemeteries and for the investment of perpetual care funds; providing for special care; placing the duty of interring the dead; requiring the keeping of records of interments and the registration of same with the local registrar of births and deaths; providing for the removal of bodies; authorizing cemeteries to contract pecuniary indebtedness; regulating the location of cemeteries; and providing for the abatement of nuisances; investing sextons and superintendents with certain police powers; providing certain penalties; providing that if any portion of this Act be held unconstitutional it shall not affect the validity of the remaining portions; repealing certain laws and parts of laws in conflict therewith, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 33, "An Act authorizing the Governor to refund the principal of State of Texas bonds heretofore matured and/or becoming due March 1, 1934, held by the State Permanent School Fund, Permanent University of Texas Fund, Lunatic Asylum Permanent Fund, Blind Institute Permanent Fund, Deaf and Dumb Institute Permanent Fund; authorizing and directing the Governor to exchange said refunding bonds for the principal of outstanding State of Texas bonds, due, and to become due, March 1, 1934; providing for the registration of said bonds by the Comptroller; providing for the exchange of said bonds for the now outstanding bonds by the Comptroller, and for the destruction of the now outstanding bonds, when so exchanged; providing for the auditing of all outstanding State bonds, as outlined in this Act by the State Auditor; making an appropriation to pay the expense of such refunding, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,

Austin, Texas, February 27, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 27, "An Act making an appropriation to pay deficiencies for interest on bonds of the State of Texas, held by Permanent School Fund, Permanent Lunatic Asylum Fund, Permanent Blind Institute Fund, Permanent Deaf and Dumb Institute Fund, and Permanent Orphans Home Fund of the State of Texas, authorizing payment of interest on the taking effect of this Act,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

**In Memory of**  
**Uriah A. Griffith**

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Mr. Cathey offered the following resolution:

Whereas, On December 27, 1933, Uriah A. Griffith died at the age of 91; and

Whereas, Uriah A. Griffith was born in Missouri, and came to Texas fifty-eight years ago, spending almost thirty-three years of his life in Austin; and

Whereas, He lived an honorable, upright, Christian life, and during all the time he was a citizen of this State he lived an exemplary life, standing at all times for the best government, and trying at all times to exert the right kind of moral influence on the young men and young women with whom he came in contact; and

Whereas, He left two children, A. W. Griffith, who is an honorable and honored Member of the House of Representatives, and Mrs. D. W. McLeod, who is also an honored citizen of this State; and

Whereas, We have been again brought to the realization that Texas has lost a valuable citizen, who was faithful, and loyal to his government, his church, and his family; therefore, be it

Resolved by the House of Representatives of the Forty-third Legislature, That we extend our heartfelt sympathy and condolence to the members of his family in the passing of this faithful man and citizen, whose memory is cherished by those who knew him; and, be it further

Resolved, That a page of the Journal be set apart as a memorial to this good man and honorable citizen, and that when the House adjourns today, that it do so in respect to his memory, and that members of his family be furnished copies of this resolution.

CATHEY,  
RUSSELL,  
GOOD,  
SCOTT,  
STUBBEMAN,  
COOMBES,  
LATHAM,  
HUNTER,  
MAGEE,  
ADAMSON,  
PAVLICA,  
HESTER,  
HYDER,  
McCULLOUGH.

The resolution was read second time, and was unanimously adopted.

## In Memory of Hon. E. D. Foree

Mr. Savage offered the following resolution:

Whereas, During the last year Hon. E. D. Foree, of Rockwall County, passed to his eternal reward; and

Whereas, He had resided in Rockwall County during most of his life, having served as County Judge with distinction; and

Whereas, He served as a Member of the House of Representatives in the Twenty-ninth Legislature, where he rendered faithful and valuable services; and

Whereas, He was beloved by his neighbors and all who knew him, and we are again brought to the realization that Texas has lost a valuable citizen, and his wife a devoted and loving husband; therefore, be it

Resolved by the House of Representatives of the Forty-third Legislature, That we extend our heartfelt sympathy and condolence to his widow in the passing of this faithful man and citizen; and be it further

Resolved, That a page of the Journal be set apart as a memorial to the Hon. E. D. Foree, that when the House adjourns today, that it do so in respect to his memory, and that his widow be furnished copies of this resolution.

SAVAGE,  
MORRISON,  
ROGERS of Hunt,  
GOOD,  
McCULLOUGH,  
STINSON.

The resolution was read second time.

On motion of Mr. Reed of Dallas, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Fisher, Ford, Fuchs, Glass, Golson, Goodman, Graves, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Kyle of Hays, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Ochiltree, Rollins, Russell, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

The resolution was unanimously adopted.

## FINAL REPORT OF THE COMMITTEE ON CONTINGENT EXPENSES

## FORTY-THIRD LEGISLATURE, SECOND CALLED SESSION

Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sir: We herewith hand you the final account to date of the contingent expense accounts of the House of Representatives, of the Forty-third Legislature, Second Called Session. The list includes all accounts that have been received up to this time; all of which have been approved and vouchers issued for the accounts as per numbers and dates herewith:

Date	Voucher No.	TO WHOM ISSUED	Amount
1934			
Jan. 29	311	To J. L. Hunter, Postmaster.....	\$ 2,000.00
Jan. 31	312	Post Office.....	105.35
Feb. 2	313	Southwestern Bell Telephone.....	61.97
Feb. 2	314	Von Boeckmann-Jones.....	315.87
Feb. 2	315	Record Chronicle Co., Denton, Texas.....	.50
Feb. 2	316	Brownsville Herald.....	.75
Feb. 2	317	Victoria Advocate.....	.60
Feb. 2	318	Del Rio Evening News.....	.60
Feb. 2	319	A. W. Brill Co.....	6.73
Feb. 2	320	Marlin Democrat.....	.50
Feb. 2	321	S. H. Kress.....	3.00
Feb. 5	322	Brownsville Herald.....	.75
Feb. 5	323	Air-Way Branch.....	71.55
Feb. 5	324	T. B. Butler, Publishing Co.....	.75
Feb. 5	325	T. B. Butler, Publishing Co.....	.75
Feb. 5	326	Fort Worth Press.....	4.00
Feb. 5	327	Cisco Printing Co.....	.50
Feb. 5	328	Globe News Publishing Co.....	.75
Feb. 5	329	Port Arthur News.....	1.00
Feb. 5	330	Avalanche Journal.....	.65
Feb. 5	331	El Paso Times.....	.65
Feb. 5	332	Hillsboro, Evening News.....	.40
Feb. 5	333	Brenham Banner.....	.50
Feb. 5	334	Palestine Herald.....	.70
Feb. 5	335	Times Herald, Dallas, Texas.....	3.75
Feb. 5	336	A. S. Hull, supplies to comm.....	115.45
Feb. 5	337	E. E. Barrow.....	8.00
Feb. 5	338	H. H. Voss.....	5.20
Feb. 5	339	H. H. Voss.....	6.20
Feb. 5	340	Gainesville Daily Record.....	.50
Feb. 5	341	Longview News Co.....	.75
Feb. 5	342	Mineral Wells Index.....	.50
Feb. 5	343	Sherman Democrat.....	.65
Feb. 5	344	Sherman Democrat.....	.65
Feb. 13	345	Southern Publishing Co.....	.75
Feb. 13	346	A. C. Baldwin Co.....	51.75
Feb. 13	347	Times Publishing Co.....	1.50
Feb. 13	348	Southwestern Bell Telephone Co (for comm.).....	20.30
Feb. 13	349	Renfro Drug Co.....	1.80
Feb. 13	350	Port Arthur News.....	1.00
Feb. 13	351	Cleburne Times.....	1.00
Feb. 13	352	Western Union.....	2.89
Feb. 13	353	Temple Telegram.....	.50
Feb. 13	354	Marshall News.....	1.00
Feb. 13	355	Corpus Christi Time.....	.90
Feb. 13	356	Von Boeckmann-Jones.....	178.56
Feb. 13	357	Capitol Printing.....	88.05
Feb. 13	358	Perkins & Wilson Publishing Co.....	.50
Feb. 13	359	Enterprise Co., Beaumont, Texas.....	2.25
Feb. 13	360	Eagle Pass Daily.....	.50
Feb. 13	361	Reporters Publishing Co.....	1.25
Feb. 13	362	Billie Price, repair on voting machine.....	2.00
Feb. 16	363	Western Union.....	140.23
Feb. 16	364	A. C. Baldwin & Sons.....	126.00
Feb. 16	365	Von Boeckmann-Jones.....	323.98
Feb. 16	366	Capitol Printing Company.....	150.35
Feb. 16	367	A. S. Hull, supplies.....	517.73
Feb. 16	368	S. S. Pettus, newspapers.....	46.35
Feb. 16	369	C. J. Martin & Son.....	2.25
Feb. 16	370	H. H. Voss.....	19.00
Feb. 21	371	Postmaster.....	3.41
Feb. 21	372	Postmaster, stamps.....	600.00
Feb. 22	373	Heierman Tips.....	16.50
Feb. 22	374	Schumacker Co.....	3.20
Feb. 22	375	H. H. Voss Co.....	5.85
Feb. 22	376	Hall's Greenhouse.....	5.35
Feb. 22	377	Hemphill's Book Store.....	18.00
Feb. 22	378	E. E. Barrow Co.....	125.05
Feb. 22	379	Vernon Law Book Co.....	94.00
Feb. 22	380	Times Review Publishing Co., Mt. Pleasant.....	.50

## FINAL REPORT OF THE COMMITTEE ON CONTINGENT EXPENSES—Continued.

Date	Voucher No.	TO WHOM ISSUED	Amount
1934			
Feb. 22	381	To Carter Publication Inc. ....	\$ .85
Feb. 22	382	D. R. Lilienstern, Dallas News Agent.....	54.90
Feb. 22	383	Southwestern Bell Telephone Co. ....	332.45
Feb. 22	384	Texarkana Press.....	1.00
Feb. 22	385	Sweetwater Reporter.....	.60
Feb. 22	386	A. C. Baldwin Co. ....	227.25
Feb. 22	387	American Publishing Co. ....	38.85
Feb. 22	388	Western Union.....	24.41
Mar. 7	399	Western Union.....	165.20
Mar. 7	400	C. J. Martin & Sons.....	2.25
Mar. 7	401	A. S. Hull, supplies.....	1174.59
Mar. 7	402	Von Boeckmann-Jones.....	1637.99
Mar. 7	403	Capitol Printing Co. ....	125.95
Mar. 7	404	A. C. Baldwin Co. ....	355.50
Mar. 7	405	Hall's Greenhouse.....	5.00
Mar. 7	406	Mr. John Crawford, rent on typewriter.....	4.00
Mar. 7	407	Justine Blakesley, typewriter rent.....	4.00
Mar. 7	408	Texarkana Press.....	1.30
Mar. 7	409	Express Publishing Co., San Antonio, Texas.....	13.50
Mar. 7	410	Hall's Greenhouse.....	5.09
Mar. 7	411	Vernon Law Book Co. ....	10.00
Mar. 7	412	Dalich Co.....	12.00
Mar. 7	413	J. O. Andrewartha.....	.75
Mar. 7	414	M. G. Newton.....	5.10
Mar. 7	415	Wills Point Chronicle.....	1.50
Mar. 7	416	C. E. McGeath, Houston Post Agent.....	15.00
Mar. 7	417	J. S. Dunlap, for newspapers.....	1.50
Mar. 7	418	Southwestern Bell Telephone Co. ....	749.66
Mar. 7	419	Home Steam Laundry.....	2.43
Mar. 7	420	H. H. Voss Co. ....	7.91
Mar. 7	421	Perkins & Wilson, Pub., McKinney, Texas.....	.50
Mar. 21	437	Texas Book Store.....	72.00
Mar. 21	438	J. R. Reed Music Store.....	1.50
Mar. 21	440	Wanda Gizzard (typewriter).....	4.00
Mar. 21	441	Emil Hermann (picture of Garner).....	325.00
Mar. 21	442	Photostat Corp., Dallas, Texas.....	12.89
Mar. 21	443	Western Union.....	7.13
Mar. 21	444	Southwestern Bell Telephone.....	413.00
		Total.....	\$11,091.27

## STAMP ACCOUNT

Left over from First Called Session.....\$ 155.25  
 Bought during Session..... 2,600.00

## Disbursements

To Members.....	\$2,256.97	
To Chief Clerk.....	30.53	
To Sergeant-at-Arms.....	4.81	
To Committees.....	9.60	
To Job Selling Committee.....	22.71	
To Anti-Nepotism Committee.....	21.96	
Left on hand.....	408.67	
Total.....	\$2,755.25	\$2,755.25

## SUPPLY ACCOUNT

On hand from First Called Session.....\$ 322.99  
 Bought during Session..... 1,983.87  
 Bought for Committees between Sessions..... 115.00

## Disbursements

To Members.....	\$ 658.11	
To Chief Clerk.....	27.66	
To Stenographers .....	962.46	
To Enrolling and Engrossing Departments.....	162.60	
To Calendar Clerk.....	13.92	
To Journal Clerk.....	11.20	
To Reading Clerk.....	7.93	
To Sergeant-at-Arms.....	1.54	
To Porters .....	23.80	
To Doorkeepers.....	10.13	
To Voting Machine.....	45.02	
To Committees.....	88.23	
To Chaplain.....	1.26	
To Committees between Sessions.....	115.00	
Left on hand.....	293.00	
Total.....	\$2,421.86	\$2,421.86

EXPENSE ACCOUNT OF MEMBERS  
SECOND CALLED SESSION, FORTY-THIRD LEGISLATURE

	Supplies	Stamps	Telegraph and Telephone	Total
Adamson, J. W. . . . .	\$ 2.86	\$ 12.38	\$ 2.62	\$ 17.86
Aikin, A. M., Jr. . . . .	1.02	9.90	9.39	20.31
Alexander, Bob. . . . .	.88	10.15	16.15	27.18
Alsup, Lon E. . . . .	.22	10.40	12.03	22.65
Anderson, P. L. . . . .	2.65	8.12	20.95	31.72
Atchison, John A. . . . .	8.88	13.13	.....	22.01
Baker, A. L. . . . .	2.38	25.35	1.50	29.23
Barrett, E. B. . . . .	2.60	23.58	.83	27.01
Barron, Elbert M. . . . .	9.51	17.38	24.85	51.74
Beck, E. Harold. . . . .	1.50	9.12	16.18	26.80
Bedford, Fine G. . . . .	.....	2.00	1.35	3.35
Bourne, C. D., Jr. . . . .	3.48	11.03	3.00	17.51
Bradley, Rolland. . . . .	10.04	19.47	13.43	42.94
Burns, Gordon M. . . . .	5.56	14.06	27.75	47.37
Butler, George B. . . . .	1.73	10.68	28.19	40.60
Bergman, C. . . . .	6.95	14.38	18.15	39.48
Calvert, Robert W. . . . .	1.38	16.40	3.45	21.23
Camp, Emory B. . . . .	3.85	25.15	7.37	36.37
Canon, C. C. . . . .	13.41	10.91	5.97	30.29
Cathey, Ben. . . . .	.12	24.19	7.93	32.24
Caven, Hubbard. . . . .	6.09	9.64	23.41	39.14
Celaya, Augustine. . . . .	2.70	9.14	45.61	57.45
Chastain, O. F. . . . .	2.40	20.48	7.96	30.84
Clayton, Wm. E. . . . .	2.24	10.04	12.69	24.97
Colson, Nall. . . . .	8.93	28.37	26.18	63.48
Coombes, Z. E. . . . .	7.75	14.88	11.73	34.39
Cowley, Dero D. . . . .	1.35	11.90	4.07	17.32
Crossley, Dr. A. . . . .	2.16	11.15	4.70	18.01
Daniel, Albert K. . . . .	3.27	6.38	9.85	19.50
Davidson, W. Edgar. . . . .	1.92	29.64	6.83	38.39
Dean, W. V. . . . .	.65	3.41	2.35	6.41
Devall, Sam S. . . . .	10.29	13.38	2.70	26.37
Dunagan, Otis T. . . . .	1.37	10.70	22.15	34.22
Dunlap, E. D. . . . .	.28	4.38	17.80	22.50
Duvall, J. C. . . . .	1.32	15.61	32.84	49.77
Dwyer, Pat. . . . .	2.55	13.56	108.99	125.10
Engelhard, Fritz. . . . .	2.48	13.38	11.53	27.39
Fain, John W. . . . .	5.28	1.88	.20	7.36
Fisher, J. H. . . . .	6.49	22.58	.....	29.07
Ford, J. B. . . . .	.31	28.86	1.80	30.97
Fuchs, R. A. . . . .	3.28	13.64	19.07	35.99
Glass, W. W. . . . .	2.32	21.88	4.38	28.58
Golson, J. W. . . . .	2.71	15.60	8.44	26.75
Good, R. H. . . . .	12.36	11.70	10.85	34.91
Goodman, J. L. . . . .	1.16	14.52	7.96	23.64
Graves, Harry N. . . . .	2.60	1.38	3.37	7.35
Greathouse, Jos. F. . . . .	5.63	.38	60.84	66.85
Griffith, A. W. . . . .	1.64	27.15	.68	29.47
Hankamer, Harold M. . . . .	2.22	20.13	21.94	44.29
Harman, W. M. . . . .	1.61	10.78	8.26	20.65
Harris, D. M. . . . .	1.82	7.15	5.25	14.22
Harrison, Leon G. . . . .	16.92	12.38	12.62	41.92
Hartzog, Howard G. . . . .	7.75	13.75	14.84	36.34
Head, J. Manley. . . . .	4.25	17.48	11.97	33.70
Hester, Geo. C. . . . .	4.18	16.38	1.80	22.36



## EXPENSE ACCOUNT FOR MEMBERS—Continued.

	Supplies	Stamps	Telegraph and Telephone	Total
Hicks, Tom.....	\$ 2.22	\$ 9.38	\$ 10.65	\$ 22.25
Hill, Emmett C.....	2.25	7.38	30.85	40.48
Hodges, W. E.....	1.95	3.63	.....	5.58
Holekamp, Bodo.....	4.05	27.42	5.18	36.65
Holland, R. H.....	4.85	14.46	1.20	20.51
Holloway, Walter C.....	1.40	11.48	15.42	28.30
Hoskins, Conde R.....	7.20	12.91	19.65	39.76
Huddleston, Earl.....	.66	4.41	3.49	8.56
Hughes, Sarah T.....	6.12	8.28	18.66	33.06
Hunt, J. W., Jr.....	.79	6.89	13.12	20.80
Hunter, E. E.....	2.18	27.14	3.32	32.41
Hyder, Tom Bullock.....	13.65	13.91	20.08	47.64
Jackson, H. P.....	2.86	23.79	7.39	34.04
James, Jesse.....	6.40	27.01	10.94	46.35
Jefferson, Pat.....	6.03	15.38	32.28	53.69
Johnson, A. P.....	.....	23.17	23.28	46.45
Johnson, R. M.....	5.15	13.46	9.50	28.11
Jones, Harvey O.....	5.50	29.10	4.44	39.04
Jones, Hugh.....	.75	19.40	15.90	36.05
Jones, Walter E.....	1.44	16.15	12.12	29.71
Kayton, Harold E.....	5.52	36.63	10.52	52.67
Kyle, A. C.....	4.86	23.40	12.14	40.40
Kyle, Henry C.....	3.53	14.10	12.60	30.23
Laird, John W.....	1.90	21.38	5.00	28.28
Lange, E. H.....	2.35	12.71	18.64	33.70
Latham, Sidney.....	1.85	6.38	5.86	14.10
Lemens, Vernon.....	8.15	25.39	1.84	35.38
Leonard, Homer L.....	10.00	20.38	28.45	58.83
Lindsey, J. F.....	6.34	21.65	2.46	30.45
Long, Bob.....	5.38	18.55	26.81	50.74
Lotief, Cecil A.....	3.43	22.66	4.59	30.68
Magee, J. S.....	.96	10.71	3.88	15.55
Mackay, Henry.....	3.72	9.41	4.76	17.89
Mathis, John M., Sr.....	3.50	18.37	16.08	37.95
McCullough, J. W.....	3.12	12.13	9.25	24.50
McDougald, J. R.....	4.88	22.58	4.54	32.00
McGregor, T. H.....	1.66	4.85	19.99	26.50
McKee, H. L.....	4.24	8.39	41.47	54.10
Merritt, Joe A.....	.70	7.23	1.85	9.78
Metcalfe, Penrose B.....	13.28	13.86	21.24	48.58
Mitcham, J. L.....	3.02	6.94	.48	10.44
Moffett, George.....	2.73	7.08	14.30	24.11
Moore, Weaver.....	2.18	17.31	21.35	40.84
Morrison, Harlee.....	8.59	19.16	.87	28.62
Morse, R. Emmett.....	1.50	10.91	47.65	60.06
Munson, M. S., Jr.....	3.49	9.38	6.16	19.03
Nicholson, C. E.....	2.14	12.55	10.55	25.52
Palmer, Gaston.....	3.15	19.65	15.30	38.10
Parkhouse, George.....	10.50	10.40	10.95	31.85
Patterson, Frank, Jr.....	22.74	44.14	17.14	84.02
Pavlica, James.....	5.85	21.43	.65	27.93
Pope, W. E.....	12.08	15.00	64.53	91.61
Puryear, John.....	1.41	17.87	8.51	27.79
Ramsey, Ben.....	.30	2.38	31.80	34.48
Ratliff, Dennis P.....	.26	4.88	4.05	9.19
Ray, H. H.....	2.70	20.07	3.15	25.92
Reader, R. L.....	3.37	23.40	13.12	39.89

## EXPENSE ACCOUNT FOR MEMBERS—Continued.

	Supplies	Stamps	Telegraph and Telephone	Total
Reed, Jasper N.....	\$ 4.21	\$ 16.95	\$ 2.90	\$ 24.16
Reed, W. O.....	1.65	12.38	11.11	25.14
Renfro, Thomas J.....	1.96	26.38	4.69	33.03
Riddle, Arthur C.....	20.04	6.38	5.75	32.17
Roberts, Morris.....	1.08	18.89	15.00	34.97
Rogers, B. L.....	2.78	26.48	9.22	38.48
Rogers, F. A.....	2.68	11.71	2.24	16.63
Rollins, George W.....	4.89	13.37	3.24	21.50
Roark, A. W.....	7.03	7.47	4.73	19.23
Russell, Traylor.....	26.58	6.38	14.81	47.77
Savage, W. T.....	4.37	19.86	5.74	29.97
Scarborough, Amos P.....	2.39	14.03	30.99	47.41
Scott, Will H.....	1.09	4.37	7.19	12.65
Shannon, S. D.....	.92	6.68	20.57	28.17
Shults, W. C.....	5.20	24.88	.48	31.56
Smith, J. O.....	1.78	9.38	.80	11.96
Stanfield, H. K.....	8.00	25.35	43.01	75.36
Steward, Hugh B.....	.72	7.78	7.32	15.82
Stinson, Jeff D.....	2.26	10.00	1.59	13.85
Stovall, H. R.....	1.47	9.40	1.59	10.87
Stubbeman, Frank D.....	4.88	18.38	7.21	30.47
Tarwater, A. B.....	1.67	9.38	16.89	27.94
Tennyson, Chas. H.....	1.76	16.74	21.37	39.40
Thomas, John N.....	2.16	25.92	4.10	32.18
Tillery, Edwin.....	2.89	22.71	5.25	30.85
Townsend, E. E.....	2.38	14.43	1.67	18.48
Turlington, C. M.....	26.60	3.38	1.75	31.73
Van Zandt, Olan R.....	8.13	18.76	15.46	40.35
Vaughan, Ben F.....	5.09	25.38	3.28	33.75
Wagstaff, R. M.....	4.22	11.73	12.59	28.54
Walker, Albert G.....	1.29	7.63	5.86	14.78
Weinert, F. C.....	3.46	21.06	14.95	39.47
Wells, Joe K.....	6.33	14.59	11.19	32.11
Winningham, George.....	4.70	24.16	2.30	31.16
Wood, Frank A.....	1.71	16.35	13.69	31.75
Young, J. D.....	2.94	17.74	9.95	29.63
Stevenson, Coke R.....	8.56	30.61	27.96	67.13
Chief Clerk.....	27.66	30.52	16.23	74.41

## REPORT OF SERGEANT-AT-ARMS

Hon. Walter C. Holloway, Chairman, Committee on Contingent Expenses,  
House of Representatives, Second Called Session, Forty-third Legisla-  
ture.

Sir: The following is a statement of inventory of the House of Representatives of the Second Called Session of the Forty-third Legislature:

## INVENTORY

## Engrossing Room

- 2 Large tables.
- 2 Hall trees.
- 3 Medium tables.
- 9 Stenographers' tables.
- 1 Oak desk.
- 4 Waste baskets.
- 3 Armchairs.
- 1 Deskchair.
- 1 New oak chair.
- 7 Stenographers' chairs.
- 1 Pencil sharpener.
- 4 Small wire baskets.

## Room No. 3

- 1 Piano and stool.  
27 Oak chairs.  
2 Large oak tables.

## Room No. 2 (Enrolling)

- 2 Large oak tables.
- 6 Stenographers' tables.
- 6 Waste baskets.
- 6 New oak chairs.
- 2 Stenographers' chairs.
- 1 Hall tree.
- 2 Metal file cabinets.
- 1 Oak desk.
- 3 Large armchairs.
- 2 Straight chairs.

## Room No. 4

- 25 Mahogany chairs.  
1 Mahogany table.  
1 Metal file cabinet.  
1 Large wood cabinet.

## Room No. 5

- 26 Oak chairs.  
2 Oak tables.  
1 Hall tree.  
1 Mop.  
2 Waste baskets.  
1 Medium table.  
1 Stenographer's table.

## Rear Hall

- 1 Roll top desk.  
1 Cabinet.  
1 Drinking fountain.  
46 Small wire baskets.

## Mimeograph Room

- 2 Large tables.  
1 Small table.  
28 folding chairs.  
43 Large armchairs.  
17 New oak chairs.  
62 Stenographers' chairs.  
5 Round back chairs.

## Room No. 7

- 30 Plain oak chairs.  
2 Desk oak chairs.  
1 Roll top desk.  
1 Typewriter desk.  
2 Large tables.  
1 File cabinet.  
1 Leatherette table.  
1 Hall tree.  
2 Typewriter tables.

## Reception Room

- 20 Walnut chairs.  
4 Walnut settees.  
1 Large walnut table.  
1 Bulletin board.  
1 Small glass top table.

## Hall of House

- 2 File cabinets (wood).  
1 File cabinet (metal).  
2 Large tables.  
1 Calendar Clerk desk and table.  
1 Chief Clerk desk.  
2 Journal Clerk desks.  
25 Leather back chairs.  
1 Small table.

### Porters' Room

- 100 Pounds moth control.  
1 Desk.

## Porters' Room—Continued.

- 1½ Cases paper towels.
- 6 Large waste baskets.
- 4 Tubs.
- 100 Pounds floor sweep.
- 9 Straw brooms.
- 6 Push brooms.
- 2 Blackboards.
- 4 Dust mops.
- 4 Wet mops.
- 5 Buckets.
- 5 Chairs.
- 9 Hand brushes.
- 2 Airway vacuums.
- 75 Feet vacuum hose.

## Speaker's Sleeping Room

- 1 Fan.
- 1 Bedstead, springs and mattress.
- 1 Floor lamp.
- 1 Dressing table.
- 1 Dresser.
- 1 Center table.
- 1 Rocker.
- 2 Large armchairs.
- 1 Wardrobe.
- 1 Waste basket.
- 1 Straight chair.
- 1 Man vanity.
- 1 Bathtub.
- 3 Water pitchers.
- 6 Water glasses.
- 1 Dufold.

## Speaker's Private Office

- 1 Stenographer's table.
- 1 Fan.
- 1 Desk lamp.
- 1 Mahogany desk.
- 1 Glass pen tray.
- 2 Armchairs.
- 1 Desk chair.
- 1 Lounge.
- 1 Rubber mat.
- 1 Mahogany library table.
- 1 Waste basket.

## Speaker's Reception Room

- 2 Desk chairs.
- 1 Armchair.
- 1 Dufold.
- 1 Settee.
- 1 Large steel cabinet.
- 1 Mahogany desk.

## Speaker's Reception Room—Cont'd.

- 1 Typewriter desk.
- 2 Mahogany tables.
- 1 Mahogany bookcase.
- 1 Hall tree.
- 1 Small steel cabinet.
- 2 Small oak file cabinets.
- 2 Ash trays.
- 1 Water cooler.
- 1 Desk lamp.
- 2 Waste baskets.
- 1 Water bucket.
- 2 Fans.

## Chief Clerk's Office

- 11 Oak chairs.
- 1 Roll top desk.
- 9 Waste baskets.
- 1 Couch.
- 2 Bookcases.
- 4 Stenographer's tables.
- 2 Steel file cabinets.
- 1 Wood file cabinet.
- 4 Desk lamps.
- 2 Hall trees.
- 3 Flat top desks.
- 2 Metal safes.
- 1 Large desk chair.
- 1 Oak table.
- 2 Fans.
- 1 Typewriter.

## Ladies' Rest Room

- 1 Fan.
- 1 Table.
- 1 Dressing table.
- 2 Screens.
- 1 Settee set.
- 1 Stenographer's chair.

## Sergeant-at-Arms' Room

- 3 Roll top desks.
- 1 Typewriter desk.
- 3 Flat top desks.
- 3 Long tables.
- 1 Supply cabinet.
- 1 Paper cabinet.
- 1 Safe.
- 1 Steel filing cabinet.
- 7 Chairs.
- 1 4-hole punch.
- 1 Pencil sharpener.
- 5 Waste baskets.
- 2 Telephones.
- 5 Fans.

Respectfully submitted,

WALTER C. HOLLOWAY, Chairman.

By Adele Jacobs, Clerk.